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VOTES and PROCEEDINGS

OF THE

HOUSE OF REPRESENTATIVES

OF THE

PROVINCE OF PENNSYLVANIA

October 14, 1707 - August 6, 1726

Volume II

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~ MDCCLIII ~

At an ASSEMBLY held in Philadelphia, the Fourteenth Day of October, Anno Domini, 1707.

THE Representatives of the Freeman of the Province of *Pennsylvania* being according to Law and Charter elected upon the First Day of this Instant *October*, and the Sheriffs of the respective Counties having made Returns by Indentures, wherein the Names of all the Members chosen to serve in this Assembly are contained, according as the Law in that Case directs, excepting the County of *Chester*, whose Members notwithstanding appeared, and gave their Attendance; whereupon the Members being called over, a Quorum appeared this Day at *Philadelphia*, and chose *David Lloyd* Speaker of this Assembly, who ordered the Names of the Members of the City of *Philadelphia*, and several Counties of this Province, to be called over as followeth, *viz.*

Philadelphia County. *Bucks County.*

David Lloyd,
Speaker.

John Roberts,

Griffith Jones,

Francis Rawle,

Joseph Wilcox,

Robert Jones,

Joshua Carpenter,

Samuel Richard-
son.

Henry Paxson,

Samuel Dark,

John Swift,

William Paxson,

Thomas Hilborn,

William Biles,

Ezra Croasdale,

Samuel Beaks,

Chester County.

Francis Chadds,

William Smith,

Samuel Levis,

Richard Hayes,

John Hood,

William Garret,

John Bethell,

Evan Lewis.

City of Philadelphia.

Francis Cooke,

William Lee.

Ordered, That *William Paxson*, and *John Hood*, do wait upon the Governor, and acquaint him, that a Quorum of the Assembly are met, and having chosen their Speaker, are ready to present him to the Governor, either this Evening or Tomorrow Morning, as the Governor shall think fit. And the said Members are also to acquaint him, That no Return is brought to the House of the Members elected to serve in Assembly for the County of *Chester*; and to enquire, whether any be come to his Hand, or to the Secretary's Office, or not?

The said Members returned, and reported, That they had delivered their Message to the Governor, according to Order; and that he was pleased to acquaint them, that he was ready to receive the Assembly this Evening: And he farther enquired if the Members were qualified. Also, by his Direction, they brought a Return from *Robert Ashton*, Deputy

Secretary of the Members elected to serve for the County of *Chester*, being that Part which the Sheriff had returned to the Governor.

Ordered, That *Samuel Beaks* do go to *Robert Ashton* for the Laws of this Province, to the End the Members of this Assembly may be qualified accordingly.

The said Member returned with the Law for Election and Qualification of the Members of Assembly; which being read, it appeared that the Members were to subscribe the said Qualification between the Hours of Nine in the Morning and Four in the Afternoon, and it being now near Five in the Evening.

Ordered, That *William Biles*, and *John Bethell*, do wait upon the Governor, and acquaint him, that before the Return of the Members for *Chester* County was brought to the House, the Hour limited by Law for the Qualification of the Members of Assembly this Day was elapsed; therefore desire that he will be pleased to appoint what Hour, after Nine a Clock To-morrow Morning, the House shall attend him with their Speaker.

The said Members returned, and acquainted the House, that they had delivered their Message, according to Order; and that the Governor was pleased to tell them, that altho' the Law directs that the Qualification of the Members shall be before they proceed upon Debates and Business in their own House, yet he was of Opinion they might present their Speaker before they were so qualified; therefore he expected their Attendance this Evening.

And accordingly the House went to wait on the Governor to present their Speaker; and being returned, the Speaker assumed the Chair, and acquainted the House, that the Governor had made a Speech to the Assembly, which being somewhat long, he had desired a Copy of it in Writing; and that the Governor was pleased to promise to send a Copy thereof to the House To-morrow Morning; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, and the Speaker assuming the Chair, the Members were called over, and a Quorum appeared.

The Speaker, with the Members present, took and subscribed the Declarations and Profession of Faith mentioned and directed by an Act of Assembly of this Government, intituled, *An Act to ascertain the Number of Members of Assembly, and to regulate the Elections*, in Manner and Form as by the said Act is prescribed.

Thomas Makin, being this Morning appointed Clerk of the Assembly, was enjoined to Secrecy.

Robert Ashton brought from the Governor a written Copy of his Speech made to the Assembly last Night, which was read, and is as followeth.

GENTLEMEN,

"ALTHOUGH, as I perceive, the Choice of Representatives in Assembly has fallen generally upon the same Persons now as were in the last Year, with whom so much Time was unhappily lost, by I know not what Influence, which might and ought to have been spent in the Service of the Country; yet I am now to look upon you as a new Choice, and you are to consider yourselves as entirely disengaged from those Differences and fruitless Disputes, which they very improvidently and unnecessarily fell into, and maintained; and this you will find to be the first effectual Advance to Business, and without which it were in vain for me to meet you.

I shall then, without any Design of Reflection upon the Proceedings of the last Assembly (for they will have their Weight elsewhere) but for the Benefit and Use of the Present, in a few Words point to those Rocks they spilt upon, which you may easily avoid. The Chiefest, and I think the Cause of most of the rest was, the Assembly's being so fixt on and tenacious of every Thing they themselves proposed, tho' altogether foreign to the great Business then in Hand, no less than the restoring to her Majesty's Subjects the Courts of Judicature, and reviving the Pleas and Process, the very Essentials of a well regulated Government; that several Things, inconsistent with my Duty, tho' not essential, were put into a Ballance with those great Rights the People then languished for, which I do most seriously protest was my earnest Desire to pass a Bill for, and was ready to agree to every Thing consistent with the just Discharge of the Trust reposed in me for that End; and I doubt not but when you come to a Review of those Affairs, you will find that every Thing necessary to the Establishment of Courts has been actually consented to, almost in the very Manner proposed (altho' many Things in that Bill might have been found, at a Time when there was less Necessity for a Law, not altogether proper) and that it must appear very unaccountable to impartial Men, that the House could not think fit to agree that the Country should have any Courts at all, unless I would suffer a Bill, stuffed with various Matters, not anywise then pertinent, to pass.

I hope what I have said will serve for a sufficient Caution to you of falling into the like Mistakes, whereby this Province, instead of enjoying the great Advantage and Benefit of the best of Constitutions, *to wit*, Assemblies, may have Cause to think them the greatest Grievances.

Gentlemen, what I have to offer to you for the Service of the Country, is to recommend to your Consideration the preparing such a Bill for establishing the Courts, that may consist with Reason and my Duty to pass, for certainly I shall pass no other; and this I propose, not from any Necessity we lie under of such a Law, the Courts being settled by as good Authority as any is derived from the royal Charter, but to convince you, that I am still truly inclined to give general Satisfaction by a Law, and to remove those ill Impressions that have been made upon the Ignorant against the present Establishment. And if any Thing on your Parts may be thought upon for the Honour and Service of the Country, I shall freely accept your proposals, and readily agree to whatever is conducive to that End, when I return to meet you again; for you know how manifestly the Affairs of the Lower Counties interfere with those of the Province, by reason that her Majesty's Service does immediately require my Presence there, wither I design To-morrow, where I shall use all possible Dispatch, and in the mean time it is necessary that you be adjourned."

A Motion being made, and the Question put, that *John Hoskins*, Sheriff of *Chester* County, be sent for by a Messenger, to answer at the Bar of this House for Neglect of his Duty, in not making Return of the Representatives elected to serve in Assembly for the County of *Chester*? *Carried in the Affirmative*, N.C.D.

Ordered, That the Speaker issue his Warrant to *David Evans*, requiring him to bring the said *John Hoskins* to answer the Premises accordingly; and then the House adjourned till Three a Clock, P. M.

The House met, and the Speaker assuming the Chair, the Members were called over, and a Quorum appeared.

Ordered, That as much of the Bill of Courts, prepared by the last Assembly, and laid before the Governor, as can be read this Afternoon, be forthwith begun to be read distinctly, which was done accordingly; and then the House adjourned till Eight a Clock To-morrow Morning.

The House met, and the Speaker assuming the Chair, the Members were called over, and a Quorum appeared.

A Petition of *John Bethell*, jun. complaining that his Goods being lately seized to answer the Debt of another Man, and he thereupon making Application to the Governor and *Robert Ashton* for a Writ of Error, in order to remove the Cause to the Supreme Court, was denied the same; and praying Redress therein, was read, and ordered to be read again.

Ordered, That the remaining Part of the Bill for Regulation of Courts, not read last Night, be distinctly read by Paragraphs, which was done accordingly.

A Motion being made, and the Question put, that the House do approve of the said Bill as now read, and that the Governor be desired to give his Assent that the same be past into a Law? *Carried in the Affirmative*, N.C.D. And then the House adjourned till Three a Clock, P.M.

The House met, and the Speaker assuming the Chair, the Members were called over, and a Quorum appeared.

Ordered, That the other Bills, being nine in Number, which were prepared by the last Assembly, and laid before the Governor, be forthwith distinctly read:

Which being according done, and the Question put, that the House do approve of the said Bills, and that the Governor be desired to pass them into Laws? *Carried in the Affirmative*, N.C.D.

Ordered, That the said Bills be transcribed.

Resolved, That the Governor's Speech be again distinctly read by Paragraphs, and that a Committee be appointed to draw an Address to the Governor in answer thereunto.

The Sheriff of *Chester* County being brought to the Bar of the House, to answer for his Neglect in not making Return to this House of the Members elected to serve in Assembly for the said County, made his humble Submission to the House, and promised to bring the said Return To-morrow; and then the House adjourned till To-morrow at Three a Clock P. M.

The House met, and the Speaker assuming the Chair, the Members were called over, and a Quorum appeared.

William Biles, a Member of Assembly, acquainted the House, That he had paid, by Order of the Assembly, in the Year 1704 unto *Nicholas Rosogan*, Door-keeper to that Assembly, the sum of *Three Pounds Eight Shillings*, for which Sum he desired an Order upon the Treasurer.

Ordered, That the Speaker issue his Warrant to the Treasurer for paying the said Sum as desired.

A Petition of *James Heaton*, Prisoner in the County of *Bucks*, complaining of the great Abuses and Injuries he sus-

tains by the malicious Prosecution and arbitrary Proceedings of *Joseph Growdon*, one of the Justices of the said County, whereby the said Petitioner and his Posterity are like to be ruined, and praying relief in the Premises; was read, and ordered to be read again.

The Committee, appointed to draw an Address to the Governor, in answer to his Speech, brought the same to the House, which being read, was, after some Amendments, agreed to by the House, N.C.D. and ordered to be transcribed, and signed by the Speaker, and sent to the Governor, and is as followeth.

To JOHN EVANS, Esq; Lieutenant Governor of the Province
of *Pennsylvania*, &c.

The ADDRESS of the REPRESENTATIVES of the Freemen of the said Province in Assembly met, at *Philadelphia*, this 17th day of *October*, 1707.

May it please the GOVERNOR,

WE have deliberately read and considered the Copy of thy Speech made to us the fourteenth Instant, and finding it to contain severe Reflections against the last Assembly, obliged us to inspect their Minutes and Proceedings, and we find they have taken great Pains, and used ecrnest Endeavors, for the Service of the Country, who, we are fully assured, were well satisfied therewith; so that we conceive this Sort of Treatment to be an Indignity offered them unbecoming thy Station.

Thou art pleased to tell us, That the Rock they split on was, their being fixed and tenacious of every Thing they themselves proposed, tho' altogether foreign to the Business then in Hand, to wit, restoring to the Queen's Subjects the Courts of Judicature, and reviving the Pleas and Process, &c.

We find by the Journal of the House, that divers considerable Alterations were made to accommodate the Bill of Courts, in divers Respects, to thy Mind; and upon a Review of the whole Bill, the several Paragraphs of it having been distinctly read in this House, we are of Opinion that it contains nothing foreign to the regular Establishment and Well-being of the Courts of Judicature, but on the contrary, considering the Magistrates here are generally such as have not been very conversant in the Law (and that the obtaining and continuing those of greater Knowledge and Experience, will be both difficult and uncertain as well as chargeable) the said Bill will be of great Use and Service to the Province in general, as well as to those concerned in Magistracy in the

particular, to whom, we conceive, it will be as a Directory for the Discharge of their Duties; neither can we perceive any thing in it inconsistent with thy Duty to pass, nor (as at last amended) much differing from thy own Proposals, save in two Points, the one about displacing of Clerks for Misbehavior, and the other about the Justices granting Licenses, both which are agreeable to the Laws of England, that ought to supply the Defects of our own.

If the People then languished for those great Rights, as thy Speech suggests, we entreat thee to consider that the Repeal of the former Law about Courts came to thy Hands long before that Assembly were elected; and if the Assembly in being, at the Arrival of the said Repeal, would not agree with thee to settle them by a law, thou hadst the Opportunity of doing it sooner in the Method since taken and applauded; and if Blame was due to any on that Account, we know where to place it.

We do not conceive that the Bill is stuffed with various Matters not anywise pertinent, nor that it will appear unaccountable to impartial Men that the Assembly then insisted on what they did, as thou art pleased to suppose, which would render not only them, but the Generality of the Freemen (who, by a second Choice, have signified their Approbation of those Proceedings) very ignorant, as well as great Enemies to their own Interest; and were it true they merit Pity more than Blame.

We are of Opinion, notwithstanding thy Protestation of a desire to pass the Bill for Establishing Courts, and thy pretended Readiness to agree with the last Assembly, that thy present Speech, filled with Reflections and Invectives against them, cannot be well resented by the Country, nor be a prudent Method of beginning Business with this House.

If the last Assembly had been guilty of the Mistakes thou suggests, thy Caution to us would be more seasonable; but they having used their Endeavours for a regular Establishment, and shewed their Dislike to the Violation and Encroachments attempted upon the Rights of the Subject, and we being resolved to follow their Example therein, and do what we can for the Publick Good, there will be no just Cause for any to conclude, that this Part of the Constitution wherewith we are intrusted, will become a Grievance to the Province, unless we would concede that the Power granted us by the royal Charter should be rendered so precarious as some would have it, subservient to arbitrary Designs and Practices, leaving the

Grievances of the People unredressed, and those evil Ministers and Officers that oppress and abuse the Country, to go on without Rebuke.

Thou art pleased to recommend to our Consideration the preparing such a Bill for establishing Courts as may consist with Reason and thy Duty to pass; and as thou seem resolved to pass no other, so we hope we shall never press or (so much as) propose it, tho' we cannot but take Notice, that thy suggesting a Doubt to the contrary, argues a Diffidence in us before Trial, which looks something uncharitable.

Thou art pleased to acquaint us, that we lie under no Necessity of such a Law, and that the Courts are already settled by good Authority, only thou art willing to remove those ill Impressions that have been made upon the Ignorant; if we were of that Opinion, we think it would be mispent Time to do it by a Law.

But by the Complaints already laid before this House of the great Injustice in those Courts, and Abuses and Injuries sustained by the Queen's Subjects of late, in being denied those remedial Writs, which even thy own Ordinance prescribes shall be granted of Course, we are sensible of the contrary, and have good Cause to believe there is some Defect which (as thou art pleased to say in another Case) will, we hope, have its Weight elsewhere, if not speedily redressed here.

And now to conclude, what we conceive will be for thy Honour, and the Service of the Country, is that thou will be ready to concur with us in passing such Bills as may be truly for the Good and Benefit of the People under thy Care, especially that the Current of Justice may be opened by a proper and legal Way, which at present seems much Obstructed, and that thou will consider the said Bill, with the Others already lying before thee for that End; all which we understand were prepared and presented by the last Assembly, tho' we find no Answer upon their Minutes either to the said Bills or the Address about the Newcastle Imposition, and other Abuses then complained of; and if thou please shew us thy Objections to any of the said Bills, they shall have their due Weight. Hadst thou favoured us with an Account of the Time we should have met thee, we might have adjourned accordingly; but being uncertain how long Affairs may detain thee there, we have (unless thou think fit to convene us sooner) adjourned till the nineteenth Day of November next; and we hope and expect a friendly Meeting with thee, to proceed in the further Consi-

deration of the said Bills, and such other Matters as may occur, and be thought necessary for the Publick Good.

Signed by Order of the House, N.C.D. per
DAVID LLOYD, Speaker.

Ordered, That the Speaker do send the said Address to the Governor to *Newcastle* by the first good Opportunity; and then the House adjourned till Eight a Clock To-morrow Morning.

The House met, and the Speaker assuming the Chair, the Members were called over, and a Quorum appeared.

The House being informed that the Sheriffs of the respective Counties of this Province, who were appointed Collectors of the Tax, had been very remis and negligent therein, and that a great Part of the said Tax is yet uncollected;

Ordered, That the Speaker do issue his Warrant or Order to the said Sheriffs, requiring them to collect the Remainder of the said Tax forthwith, and that they pay the same in to the Treasurer on or before the nineteenth Day of *November* next.

The nine Bills prepared and laid before the Governor by the last Assembly, and approved and recommended to his Consideration by this House, were transcribed according to Order, the Titles whereof are as followeth.

An Act for impowering religious Societies, Towns, &c to buy, hold, and dispose of Lands, &c.

An Act of Privilege to a Freeman.

An Act to oblige Witnesses to give Evidence, and to prevent false Swearing.

An Act to prevent the Sale of ill tann'd Leather.

An Act that no Publick-house or Inn, within this Province, be kept without Licence.

An Act against Menacing, and Assault and Battery.

An Act to prevent Disputes which may hereafter arise about the Dates of Conveyances, and other Instruments and Writings.

A Supplementary Act for the more effectual raising Levies in the several Counties of this Province, and the City of Philadelphia, and appropriating the same.

An Act for the Priority of Payment of Debts to the Inhabitants of this Province.

Thomas Makin having exhibited to the House an Account of his Service to the former Assembly, amounting to *Six Pounds Nine Shillings*, for the which he has yet had no Satisfaction; as also for five Days Service to this House, which, with a Copy of a Catalogue, and what was formerly allow'd *Richard Heath* for expediting certain Transcripts, amounts to in all the Sum of *Nine Pounds Five Shillings*.

Ordered, That the Speaker issue his Warrant or Order to the Treasurer to pay the same forthwith out of the publick Tax or Impost.

Nicholas Rosogan having served as Messenger and Door-keeper of this Assembly the Number of five Days, at *Three Shillings per Day*, and desiring an Order of his Wages, being *Fifteen Shillings*;

Ordered, That the Speaker issue his Warrant to the Treasurer for the Payment thereof accordingly; and then the House adjourned till the nineteenth Day of *November* next, unless the Governor think fit to request their Attendance sooner.

T H E House met, and the Speaker assuming the Chair, the Members were called over, and a Quorum appeared.

Ordered, That *John Swift*, and *William Paxton*, do wait upon the Governor, and acquaint him, that the House is full, and ready to proceed upon Business.

The said Members returned, and reported, that they had delivered their Message to the Governor, according to Order; and that he acquainted them, that it being now late, the House should hear from him To-morrow Morning.

Ordered, That *Joshua Carpenter* do give the Treasurer Notice to attend the House To-morrow Morning at their first Sitting; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, and the Speaker assuning the Chair, the Members were called over, and a Quorum appeared.

Joshua Carpenter reported, That he had communicated the Order of the House last Night to the Treasurer, *Samuel Carpenter*, and that he was now attending without to know the Pleasure of the House.

Ordered, That the Treasurer be admitted into the House, which was done accordingly; and being interrogated by the Speaker, whether the Sheriffs of the respective Counties of this Province, and the City of *Philadelphia*, had paid into his Hands the full and whole of the Tax they had undertook the Collection of, according to a late Order of this House, whereby they were commanded to pay in the same by the nineteenth Instant?

The said Treasurer, for Answer, gave the following Account, *viz.* "That he had Yesterday received of the Sheriff of *Philadelphia*, as Part of the Tax, the Sum of *Twenty eight Pounds*; and that he had received Part of the said Tax of the Sheriff of *Bucks County*, and had made up Accounts with him, which he produced to the House; and that the Sheriff of *Chester County*

had answered about *Fifteen Pounds* of the said Tax, but brought in no Account;" and then the House adjourned till Two a Clock, P. M.

The House met, and the Speaker assuming the Chair, the Members were called over, and a Quorum appeared.

A Motion being made, and the Question put, that the Treasurer have Notice to be ready with his Accounts of the Tax and Impost, in order to settle the same, so far as it is come into his Hands, or secured by the Collectors, and that he attend such a Committee as the House shall appoint to examine the said Accounts? *It passed in the Affirmative, N.C.D.*

Resolved, That this House will, To-morrow Morning, at Nine a Clock, resolve into a Committee of the whole House, to inspect the said Accounts, in order to settle the same, and that they have Power to send for Persons and Papers.

Ordered, That *William Biles* give the Treasurer Notice to attend the said Committee with his Accounts at the Time appointed for their Sitting.

Thomas Story, and *William Trent*, upon their Desire, being admitted into the House, the said *Thomas Story* acquainted the House, that they had a Message from the Governor, which he said was to deliver a Paper he had in his Hand, which accordingly he delivered to the Speaker; and declaring they had nothing farther to say, both withdrew.

But forasmuch as the said Paper was neither signed nor directed to the Assembly, and a Debate arising, whether the same should be read or taken farther Notice of by the House?

Resolved, That the same be read, after the publick Accounts with the Treasurer be inspected, To-morrow, and that the Door-keeper give Notice to all the Members in Town to be present; and then the House adjourned till Eight a Clock To-morrow Morning.

The House met, and the Speaker assuming the Chair, the Members were called over, and a Quorum appeared.

A Motion being made, and the Question put, that the Order of the last Assembly, prescribing the Method which the Treasurer shall observe in Payment of the Provincial Debts, a Copy whereof has been delivered him by Order of that House, shall be strictly and duly observed by him; and that no Payments which have been or shall be made, contrary to the Directions of the said Order, shall be allowed him upon his Accounts, unless any such Payment appear to have been made before the Copy of the said Order came to his Hands? *Carried in the Affirmative, N.C.D.*

The House then, according to the Order of Yesterday, resolved itself into a Committee of the whole House, in order to inspect and settle the publick Accounts with the Treasurer, who attended according to the Order of the House sent him; and, after some Time spent therein, the Speaker assumed the Chair, and *Griffith Jones* reported from the said Committee, that they had made some Progress in the Matters to them referred; but not having Time to effect it, they had directed him to move the House for Leave to sit again.

Resolved, That this House will, at Three a Clock in the Afternoon, resolve into a Committee of the whole House, to proceed farther in the Inspection and Consideration of the said Accounts; and then the House adjourned till Three a Clock, P. M.

The House met, and the Speaker assuming the Chair, the Members were called over, and a Quorum appeared.

According to the Order of the Day the House resolved into a Committee of the whole House, to inspect and examine the said Accounts; and after some time spent therein the speaker assumed the chair and the Chairman reported from the said Committee, that the Treasurer attended the Committee with an Abstract of his Accounts, whereby it appeared that he had in his hands above *Twenty-four Pounds* of the publick Money; and that he also exhibited to the Committee as Abstract of the Collector of the Impost's Account, by which Account the Committee observed that there was upwards of *Three Hundred Pounds* received and secured by the said Collector (besides what had been paid in to the Treasurer) in Money, Obligation, and Debts outstanding, whereof *Sixty-nine Pounds, Eight Shillings* and *Nine-pence Half-penny*, was in his and the said Collector's Hands; and that the said Treasurer had also informed the said Committee, that he had not received above *Sixty-Pounds* from the Collector of the City and County of *Philadelphia* since the said collector had been in that Office; that he conceived there was about *Four Hundred and Forty Pounds* of the Tax of the said City and County behind, which was not yet paid into his Hands, if collected, and about *One Hundred Pounds* in the County of *Chester*; but that the Collectors of both the said Counties had promised him to collect and pay in the Remainder with all possible Expedition: And also that the Collector of the Impost had promised to exhibit to him a more particular Account of the said Impost and Excise very speedily, which, when come to his Hands, he will be ready to lay before such a Committee as the Assembly shall appoint to receive the same, as he also will the Ac-

counts of the other Collectors as they come to his Hands; that therefore the Committee could not perfect the Accounts at present, nor make any farther Progress therein, until the said Treasurer shall exhibit more particular Accounts of the said Tax and Impost, which he had promised to do in a short Time; and the Committee had also ordered him to move the House, that a Committee be nominated and appointed to inspect and settle the said Accounts when the said Treasurer shall have them ready.

Ordered, That the Treasurer deliver the said Accounts to the Speaker, when they are ready, and that the Speaker be desired to hasten the said Treasurer in the Dispatch of them, and receive them from him as soon as possibly they can be procured; and that he be requested to give the said Treasurer Notice of this Order forthwith.

Ordered, That *Joshua Carpenter, Griffith Jones, Francis Rawle, Robert Jones, and Francis Cooke*, be a Committee to inspect the said Accounts and settle them, and that the Speaker give them Notice when he has received the Treasurer's Accounts; and also, that he be requested to assist the said Committee in settling the said Accounts, which, when finished, are to be lodged with the Files of the House.

Ordered, That the said Committee inspect and revise the Minutes of Assembly when they are drawn up, before Publication.

A motion being made, and the Question put, that *Joseph Wilcox* be appointed to draw up the Minutes of Assembly, in order to their being revised and settled by the Committee before appointed for that Purpose; and that he be also appointed to assist the Committee in settling the publick Amounts with the Treasurer, and that he be rewarded for the same, as well as for his having drawn up the Minutes of the last Assembly, the Sum of *five Pounds*? *Carried in the Affirmative, N.C.D.*

Ordered, That the Speaker issue his Warrant or Order to the Treasurer, for the Payment of the said Sum, out of the Tax or Impost in his Hands, forthwith.

Ordered, That the Paper, brought Yesterday by *Thomas Story*, and *William Trent*, be forthwith read; which was done accordingly.

The House taking Notice that the said Paper purports a Refusal in the Governor to act or proceed in Legislation with this House, until he shall receive the Opinion of the Board of Trade, especially in Relation to settling the Courts of Judicature, in direct Opposition to his Speech made to this House, at

their first Sitting, wherein he seems earnestly to press the Settling the said Courts by a Law; and the House further observing the said Paper to contain very abusive and unjust Calumnies and Reflections against this House, and having a Tendency to violate that Part of the Constitution of this Government, whereby Assemblies are to continue and sit upon their own Adjournments, altho' the Exception in that clause, (whereby he would pretend to the Power of Prorogation) reserving a power to call the Assembly again at pleasure, renders the whole Pretence absurd and repugnant to itself; and also, the House having farther noted, that altho' the said paper was said to be sent by the Governor, yet that it was neither signed by him, nor directed to the Assembly, or the Speaker thereof.

Whereupon a Debate arising, whether the Assembly should take any farther Notice thereof?

Resolved, N.C.D. That forasmuch as the said Paper is filled with bitter Invectives, false Charges, unjust Calumnies, gross Abuses, and base Reflections, against the Representatives of the Freemen of this Province, in Assembly met; and that also by the said Paper Attempts are made to violate that part of the Constitution of this Government, whereby Assemblies are to continue and sit upon their own Adjournments, the better to introduce arbitrary Power, and seeing the same was neither signed nor directed to the Assembly; that therefore the said Paper be rejected, as unbecoming the farther Notice of this House, and that the same be not enter'd in the Journal of the Assembly.

Nicholas Rosogan acquainting the House, that he had not received from the Treasurer the *Fifteen Shillings* lately ordered him for his Wages; and that the said Sum, with the Wages since due for his Service, and Expences for Candles, &c. amounts in the whole to the Sum of *One Pound, Eleven Shillings* and *Six pence*, and praying an Order upon the Treasurer for the said Sum;

Ordered, That the Speaker issue his Warrant to the Treasurer for the Payment of the said Sum, out of the publick Tax or Impost in his Hands, forthwith; and then the House adjourned till the Eighteenth of the *Third Month* called *May* next, unless the Governor shall think fit to request their Attendance sooner.

T H E House met, and the Speaker assuming the Chair, the Members were called over, and a Quorum appeared.

Ordered, That *Evan Lewis*, and *Samuel Beaks*, do wait upon the Governor, and acquaint him, that the Assembly are met, and are ready to proceed upon Business.

The said Members returned, and reported, that they had been at the Governor's Lodgings, where they were informed that he was gone to *Newcastle*; and that they also met with the Secretary, who gave them the same Account.

The Committee appointed to receive the Treasurer's Accounts, reported to the House, that he informed them, that the Collector of *Bucks County* had paid in the greatest part of the Tax he was to collect in that County; and that the Collector of the City and County of *Philadelphia* had paid the Governor *Sixteen Pounds*, and had brought in no more; but that the Collector of *Chester County* had brought no Part of the Tax of that County to his Hands since the Assembly's last Sitting.

Resolved, N.C.D. That it is the Opinion of this House, that the Collectors of *Philadelphia* and *Chester Counties*, are guilty of great Neglect in the Premises, and that the same is a Breach of their Duty as Sheriffs; and that if they do not bring in their respective Collections of the said Tax to the Treasurer, before the tenth Day of the next Month, they be proceeded against according to Law; and then the House (considering the Governor's Absence, and Uncertainty of the Time of his Return) adjourned till new Summons.

T H E Governor having ordered the Sheriffs of the several Counties of this Province, and the City of *Philadelphia*, to summon the Representatives of the Freemen of the said Province, to meet him in Assembly this Day, the major Part of the said Representatives met accordingly; but there not being a Quorum, the Members present agreed to meet again To-morrow Morning.

The House met, and the Speaker assuming the Chair, the Members were called over, and a Quorum appeared.

Ordered, That *William Biles*, and *Francis Cooke*, do wait upon the Governor, and acquaint him, That the Assembly are met, and are ready to proceed upon Business.

The said Members returned, and reported, That they had spoken with the Secretary, and desired him to acquaint the Governor with their Message, who had assured them he would do it forthwith.

The Committee appointed to settle the publick Accounts with the Treasurer, reported to the House, That the Treasurer had hitherto neglected to deliver the said Accounts to the Speaker, but promised to get them ready this Day; and then the House adjourn'd till Three a Clock, P.M.

The House met, and the Speaker assuming the Chair, the Members were called over, and a Quorum appeared.

Ordered, That *William Biles*, and *Francis Cooke*, do wait upon the Governor, and acquaint him, That the Assembly are met, and are ready to proceed upon Business.

The said Members returned and reported, That they had spoken with the Secretary, and desired him to acquaint the Governor with their Message, who had assured them he would do it forthwith.

The Committee appointed to settle the publick Accounts with the Treasurer, reported to the House, That the Treasurer had hitherto neglected to deliver the said Accounts to the Speaker, but promised to get them ready this Day; and then the House adjourned till Three a Clock, P.M.

The House met, and the Speaker assuming the Chair, the Members were called over, and a Quorum appeared.

Joseph Growdon, and *George Roch*, in a Message from the Governor, acquainted the House, That the Governor ordered the Assembly to attend him forthwith at the Council-Chamber. And accordingly the Speaker, with the whole House, went to wait upon the Governor, and being returned, the Speaker assumed the Chair, and acquainted the House that the Governor had made a Speech to the Assembly, and at his Request, had delivered him a Copy thereof, which was read, and is as followeth.

G E N T L E M E N,

"T H E Occasion of your being so unexpectedly called together, is to lay before you the heavy Pressures and Grievances we at present lie under, the greatest that ever (I suppose) this Province as yet has felt, in having our River and Capes so beset with the Enemy, that our Navigation has been rendered almost intirely impracticable, and the Losses that the Trade (the only Support) of this Place has very lately sustained, by the unhappy Adventurer's and Trader's being ravag'd and plunder'd at his own Door, after the many Risques abroad; and the real Danger we daily lie exposed to, of suffering more from such an incroaching and unresisted Violence, must sufficiently show the Necessity of taking Measures to drive so destructive an Enemy from that Station, which they seem to have taken up, thro' an Opinion, that they could no where commit their Spoils with so much Safety.

Whatever is to be done on my Part, in order to this, I am ready and willing to perform; but as nothing of this Nature can, in my Apprehension, be carried on effectually, without some Supply of Money, and you, Gentlemen, at present make up that Part of the Government which is necessary to concur

in the Raising those Supplies, I hope I may with Reason expect, from our so unhappy a Condition, that you will, without any Loss of Time, fall upon such Measures as may enable us to put a Stop to so insupportable, and I fear, growing an Evil.

The sole End and Design of Government, is to maintain Justice, that is, to preserve to every Man his Right against all Invaders: We have Laws against Thieves and Robbers, and we have Officers to put those Laws into Execution; if they resist, they are taken by Force, and by Force, when Occasion, are obliged to submit to the last Extremity; and without this there would be no such Thing as Government: If then we find it our Duty in Government to suppress a private or particular Force, by all the Means necessary to it, how much more incumbent is it upon us, as a Government, to suppress that Force which is destructive to the Whole. And now, Gentlemen, for ought I know, may be the very Time, by a prudent Discharge of your Duty, to prevent the utter Ruin of this Place; for unless a Check be given to their Boldness, to convince them we are not to be plunder'd with such Ease and Safety as they seem to believe, we have very great Reason to fear that they may and will visit us in our Houses, as they have done to some better defended Colonies.

Such is, Gentlemen, without any Aggravation, the present unhappy Condition of her Majesty's Subjects in this Government, which loudly calls for the Help of you their Representatives, and which, I think, is in your Power to give, without offering Violence to any Principles, except such as are against answering the End of Government, mentioned before.

I deferr'd calling you together during the necessary Affairs of your Harvest, that you might with more Alacrity enter upon the Business proposed to you, and I hope you will unanimously endeavour for the Service of the Country in so great an Exigence."

Resolved, That this House will, at Nine of the Clock To-morrow Morning, resolve itself into a Committee of the whole House, to consider of the Governor's Speech, and debate the several Paragraphs thereof; and also to settle the publick Accounts with the Treasurer; and then the House adjourned till Eight a Clock To-morrow Morning.

The House met, and the Speaker assuming the Chair, the Members were called over, and a Quorum appeared.

Ordered, That *William Biles* give the Treasurer Notice to attend the grand Committee with his Accounts this Morning.

The said Member returned, and reported, that he had delivered his Message to the Treasurer; who told him he was ready, and would attend accordingly.

The House then, according to the Order of Yesterday, resolved into a grand Committee of the whole House, to consider of the Governor's Speech, and to settle the publick Accounts with the Treasurer; and, after some Time spent therein, the Speaker assumed the Chair, and *Griffith Jones* reported from the said Committee, that they had made some Progress in the Matters before them, but had not Time to finish the same; therefore had ordered him to move for Leave to sit again.

Resolved, That this House will, To-morrow Morning, at Nine a Clock, resolve itself into a Committee of the whole House, to consider farther of the Governor's Speech, and of the Treasurer's Accounts; and then the House adjourned till Eight a Clock To-morrow Morning.

The House met, and the Speaker assuming the Chair, the Members were called over, and a Quorum appeared.

Ordered, That the Door-keeper forthwith give Notice to all the Members of Assembly now in Town, to give their Attendance at the House immediately.

The House then, according to the Order of Yesterday, resolved into a grand Committee of the whole House, to consider farther of the Matters to them referred as aforesaid; and, after some Time spent therein, the Speaker assumed the Chair, and the Chairman reported, that the Committee had settled the publick Accounts with the Treasurer, and had the same ready stated, to be lodged with the Files of the House; and also had considered the Governor's Speech, and were come to certain Resolutions thereupon, which were read, and approved by the House.

Resolved, That an Address be forthwith drawn, and sent to the Governor, which shall contain the Substance of the said Resolves.

Ordered, That *Joseph Wilcox* draw up the said Address, and bring it to the House at their first Sitting in the Afternoon, and the Speaker is desired to assist him therein; and then the House adjourned till Three a Clock, P.M.

The House met, and the Speaker assuming the Chair, the Members were called over, and a Quorum appeared.

The Address ordered to be drawn this Morning, in answer to the Governor's Speech, was brought to the House, and read; and, after some Amendments, was agreed to by the House,

and ordered to be signed by the Speaker, and sent to the Governor, N.C.D. and is as followeth.

To J O H N E V A N S, Esq; by the Queen's royal Approbation
Lieutenant Governor of the Province of *Pennsylvania*, &c.

The A D D R E S S of the Representatives of the Freemen of the said Province, presented to the said Lieutenant Governor the fifth Day of the Month called *August*, 1708, in answer to his Speech made to the Assembly the third Day of the same Month.

May it please the Governor,

T H E Account we have of the Losses which the Trade of this Province has sustained, and the Interruption of our Passage in the Bay and River, is Matter of great Concern and Trouble to us, tho' it be a Calamity that befalls the neighbouring Colonies as well as the Inhabitants here; but that an Enemy should be suffered so long to make our Capes his Station, and no Care taken (as we understand) to give Notice thereof to the Vice Admiral until those great Spoils were committed, hath been such a Neglect, as administers Cause of Dissatisfaction and Complaint; for we understand the Queen, out of her royal Care to her Subjects, and Safeguard of the Sea, has given the High Admiral, and his Deputies, ample Authority to scour the Coasts of such Robbers, and to secure the Navigation of this, as well as the rest of her Colonies, and protect the Merchants in their lawful Trade.

We know that the People of this Province have not been wanting on their Parts, and according to their Abilities and Circumstances, to raise Supplies from time to time, and granted to the Proprietary Eight Hundred Pounds, out of the last Land Tax, together with Half the Impost and Excise, and ordered the same to be paid to the Lieutenant Governor, for Support of this Government, and the Administration thereof; and we find that the Governor has received the said Eight Hundred Pounds, and that his Part of the Impost, &c. already collected and secured, amounts to above Five Hundred and Fifty Pounds more, which, with the Fines, Forfeitures, Licences and other Profits, arising in casual and accidental Ways, that have been taken by the Governor, or Secretary, in Behalf of the Proprietary, ought (as we understand) to be applied towards answering the Ends of Government, which the Queen, we presume, expects from all that will undertake the Administration thereof, in any of her Dominions.

We know that when this Province was granted to the Proprietary, he had Power, at his Pleasure, to convey any

Part or Parts thereof, and to erect Manors, and to reserve such Rents, Customs and Services, as he should think fit; in Pursuance whereof, he sold Lands to a great Value, and reserved Rents, sufficient, in a moderate Way, to maintain him or his Lieutenant answerable to their Station: Nevertheless, when his Exigencies have been such as required a further Supply, as in the Year 1700, the Assembly assisted him by an Impost, for two Years, which amounted, as we are informed, to a very considerable Sum of Money, and a Tax of Two Thousand Pounds besides, which Tax and Impost, the then Assembly appropriated to his own particular Use; but the said Eight Hundred Pounds, and Half of the Impost, so granted as a foresaid, are appropriated for the Support of the Government, and the Administration thereof; therefore we expect that the same has been, or will be, so employed, and that the Governor and Council forthwith, according to the Power given by the Act, will oblige the Collectors of the Tax to gather the Arrears with all Expedition, and if what is so appropriated for the Support of the Administration of this Government will not be sufficient to answer the present Occasion, we shall, with all Alacrity, proceed to raise a new Supply for the Publick Service of the Province.

For, as we partake of the Queens gracious Protection to all her Subjects so we hold ourselves obliged, in Duty, to give Supplies for supporting this Government, according to the Powers granted by the royal Charter. And altho' we do not pretend to direct the Way and Manner that the Governor did, or should, dispose of those Supplies, yet we conceive it our Business to enquire; and we do accordingly desire to know, whether they are applied for Support of Government? And we also request an Account of such late Indian Treaties, and Messages, with the Charges thereof, as have not yet been laid before the Assembly.

Signed by Order of the House, N.C.D.

DAVID LLOYD, Speaker.

Ordered, That Francis Rawle, William Lee, John Hood, and Henry Paxton, do wait upon the Governor with the said Address.

The said Members returned, and acquainted the House, that they had delivered the same to the Governor, according to Order; and then the House adjourned till Nine a Clock Tomorrow Morning.

The House met, and the Speaker assuming the Chair, the Members were called over, and a Quorum appeared.

A Motion being made, and the Question put, that the Governors Speech and the Assemblys Answer be sent to the Coffee-house for publick View? *Carried in the Affirmative, N.C.D.*

Ordered, That *Francis Cooke* do carry the same to the Coffee-house; which was done accordingly.

A Motion being made, and the Question put, that *Joseph Wilcox* be desired to transcribe and settle the Minutes of Assembly, and that he be allowed for the same, as well as his Trouble in taking the said Minutes in the House, the Sum of *Thirty Shillings*? *Carried in the Affirmative, N.C.D.*

Ordered, That the Speaker draw and sign an Order upon the Treasurer, for the Payment of the said Sum (out of the Tax or Impost in his Hands) forthwith, being for the immediate Service of the House. Adjourned till Three a Clock, P.M.

The House met, and the Speaker assuming the Chair, the Members were called over, and a Quorum appeared.

Ordered, That *Robert Jones*, and *Richard Hayes*, do wait upon the Governor, and acquaint him, that the Assembly have waited this Afternoon expecting to hear from him; but it being now late, the House desire to know if he hath any thing to communicate this Evening; and also, that the said Members do deliver to the Treasurer a Copy of the Accounts settled by the grand Committee, and approved by the House.

The said Members returned, and reported, that they had delivered their Message to the Governor; and that he was pleased to acquaint them, that the House shall hear from him at their first Sitting To-morrow Morning; but could not meet with the Treasurer, to deliver the Copy of the Accounts; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, and the Speaker assuming the Chair, the Members were called over, and a Quorum appeared.

The Members appointed Yesterday to deliver the Copy of the publick Accounts to the Treasurer, reported to the House, that they had delivered the same, according to Order.

Ordered, That *William Garret*, and *Evan Lewis*, do wait upon the Governor, and desire to know if he has any Thing to communicate to the Assembly; and also acquaint him, that the House has waited long this Morning, in Expectation to hear from him, according to the Intimation given by him last Night.

The said Members returned, and reported, that they had delivered their Message to the Governor; who acquainted them he intended to send to the House forthwith.

William Trent, and *George Roch*, brought a written Message from the Governor, being a Reply to the Answer lately sent by this House, which was read, and is as followeth.

From the Governor to the House of Representatives, in answer to their Address of the Fifth Instant.

G E N T L E M E N ,

"T H E Distresses that her Majesty's Subjects in this Province lie under, and the Plainness I have used in representing them, would now, I thought, if ever, have obliged you to treat so important a Concern with the Candour that becomes Men of Reason, upon so pinching a Necessity; I could not but think it reasonable to expect, that you would, if possible, come to some speedy Resolutions to put a Stop to the growing Mischief and impending Dangers with which we are daily threatened; or if you should find this (as, I think it is not) impracticable, that then you would propose such other Methods as you should judge for all our Safeties to be most advisable.

To have this effected, is so highly incumbent on me in my station, that I must once more urge and press the Matter very earnestly: And tho' I am resolved to avoid spending of Time, as had often been done, in fruitless Messages, and Returns to them; yet, lest you should think what I have received from you ought to be taken as an Answer to what I laid before you, I shall, with the same Plainness, take Notice of each Particular of it, that upon maturer Consideration you may think yourselves obliged to fall upon Measures more becoming your Station, and the Weight of the Business now before us.

I am sensible, Gentlemen, that the Calamity I have mentioned affects not this Colony alone, all her Majesty's Dominions are by the same Means (as it always happens in so pressing a War) in some Measure Suffers with us; but what distinguishes us at this Time, is that there is not one Colony in *America* that has so considerable a Trade by their own Shipping, and a Town so inviting to an Enemy as this, but what has some Kind of Provision made for a Defence, that may discourage an Attack or Invasion; while our Nakedness seem to be as well known to the Enemy as our Name, or at least our Situation, and encourages them to treat us accordingly.

It would be happy for us, 'tis true, if we could reap such a Benefit from the Authority (as you say) that her Majesty, in her royal Care of her Subjects, and the Safeguard of the Sea, has given the Lord High Admiral, and his Deputies, as to have our Coast here protected, by that Means, without any Concurrence of our own; but it is in vain, I doubt, at present to expect it. His Excellency Colonel *Seymour*, Governor of *Maryland*, is now Vice Admiral of this Province, and has his Deputy in this Place, but neither of them has any Force at their Command, that I can hear of, which they could (if willing) employ on this Service. To depend on such Relief would be to amuse ourselves in vain, of which I cannot persuade myself that you yourselves could be insensible, even at the Time you thought fit to make that Part of your Answer.

But if it be intended, that I should have applied to his Excellency the Governor of *New-York*, upon the first Notice of our Losses, for Assistance from thence, I must inform you, that besides that I had no Right to crave it, further than what his Goodness might have condescended to, together with the first Account I received of our Losses, I was also informed, that both her Majesty's Ships attending that Government were then at Sea, and one of them had spoke with the Privateer no longer than a Day or two before he did the Mischief, but was prevented by the Weather from engaging, so that an Express at that Time, could not (as it then appeared) have been of any Service: And further, I had so great Hopes given me, of putting something in Execution so effectually ourselves, that such an Application at that Instant would have been needless; but this fell to the Ground for no other Cause than the Want of a Fund to bear out the Charge, all other Necessaries offering at that Time, with more Ease, and in greater Plenty, than has been known in the Place before.

For my own Part, I was heartily zealous to do all that became my Station; and if any Step was omitted that we afterward found might have proved Use to us, that being now past, it may be lamented, but cannot be remedied; but what Measures were or were not then taken, is not the Point now before us, those past Losses are not our only Grievance, we lie daily exposed to suffer more, and, without other Measures, as I have already fully told you, are in Danger of utter Ruin and Desolation; to find proper Means for preventing this, is the important Business that most seriously concerns us all; every Thing that in this World

can be dear to us in a great Measure depends on it; nor is it to ourselves alone that we owe this Duty, her Majesty will expect it from us, left by our Failure, so considerable a Colony should be cut off from her Dominions: And this, I have already told you, cannot, as I conceive, be effected without some Supplies of Money, in which your immediate Concurrence is absolutely necessary; but instead of granting them, tho' the Occasion there is for them can admit of no Dispute, I am most surprizingly turn'd over to an Account of what the Proprietary has from the Beginning received by Means of this Province, without remembering any Part of his Expence; upon the Whole of which, notwithstanding when taken altogether, he is at this Instant, as I have great Reason to believe, very much a Loser, and has deeply sunk his other Estate by it, which was clear before; but I say, forgetting all his Expence, whatever has been paid, is reckoned up, as it were so much entirely gained, and being so, were to be accounted no Part of his own Estate, but must be laid up in Store for the Use of the People, and their future Exigencies here: To mention this, as the Matter really is, when divested of the Glosses put upon it to serve another End, is sufficient to expose its Extravagancy; but that no Shadow of a Pretence for declining so necessary a Duty as is now under Consideration may be left unremoved, and to prevent the like on all future Occasions, I shall here take notice of all you have insisted on, and clearly shew you, that not one Particular you have mentioned is to the Purpose now in Hand: To begin then with what came first in Order; it is very reasonable to believe that the Proprietary having sold Lands to a great Value, received considerable Sums for them, and we find he has reserved a Quit-rent on them all; but then, upon Enquiry, I perceive, that in Consideration of the Money, and those Quit-rents, the Proprietary by firm, but common, Deeds of Sale, granted the Purchasers a free Estate of large Tracts of Land, which they, or some in their Behalf, now enjoy; and am told that there is not in any of those Deeds, one Warranty to defend the Possessors against hostile or invasive Force, or one Covenant that mentions Government, or the Support of it, in any of them all; but that *Forty Shillings* down, and *One Shilling* yearly, was the Consideration paid on the one Hand, for an Hundred Acres of Land granted on the other: I am sensible, Gentlemen, I have been told of these Quit-rents once before, to the great Sur-

prize of those that heard it, and knew much more of the Matter than I could at that Time; but upon a full Scrutiny into the whole, by some whom it concerned, I perceived there could not be one Trace found of any such Compact, but in the pretended Memory of two or three Persons, who were noted to have stronger Prejudices than Reason, and who, in these Points, were not too much to be relied on; and was informed, that for the many Years before that this Government wanted Supplies, this Notion had never once been heard of, but was just then started, and perceived it to be greedily laid hold of, partly by some whose Narrowness made every Pretence to save Money very acceptable, and partly by others, to whom any Kind of Handle to obstruct Business, was no less agreeable; but was entirely exploded by such as were much better Judges, from clearer Reasons, and better Opportunities of knowing; so that upon the whole, Gentlemen, I find the Proprietary, and those concerned for him, account that these Quit-rents, and the Government here, are no more related than his Estate in *Europe* is to that of *Great-Britain*; and therefore it is impossible for me to come at one Farthing of them to answer any of these Ends now proposed, which I desire may be perpetual Answer from me upon this Head.

The next in Course, being *Two Thousand Pounds*, granted *Anno Domini* 1700, of which, about *One Thousand Six Hundred Pounds* was to be paid by this Province; is as far out of my Reach; nor can I find, by the Act for raising it, that ever it could be strained to answer any of our present Occasions, were it in Bank at this Time; for it is alledged the Proprietary paid very dearly for it another Way.

The Impost (whether great or small I know not) was then a yearly Support, so long as it lasted, tho' not for three Years, as you affirm; while it was paid, it doubtless had its Service, but it has been expired this many Years with all its Profits, and therefore now yields not one *Penny*.

The next, and what comes nearer, is *Eight Hundred Pounds* granted myself, which I have received; and *Five Hundred and Fifty Pounds* more, as you say, by the Impost; the first is true Gentlemen, I acknowledge it; I have now been in this Government above four Years and a Half, and have received by that Tax, by your Computation, *One Thousand and Three Hundred and Fifty Pounds*, which yet is not true; to which you may add, it you please, *One Hundred a Year* more, by Perquisites, which is also much more than

they have amounted to, and thus you may make up the even Sum of *One Thousand Eight Hundred Pounds*, or *Four Hundred Pounds* a Year since my Arrival; this, at the present current Exchange, is *Two Hundred and Fifty Pounds Sterling*, not paid in *England*, where it would be of much greater Value, but in *Pennsylvania*, where all *European Goods* are sold at near a double Advance, even in *Sterling*: I am not unwilling, Gentlemen, it should be believed (tho' not true) that I have received so much yearly for my Support, in the Administration of this Government, and yet have not one *Farthing* to spare out of it for the Defence of the Place, or other Exigencies, more than any private Man on the same Score, which I assure you is the Case: nor have I ever before heard it suggested that any Part of these Sums were designed for any other Purpose than my own Support, to which alone they have been converted; but much less that they were to defray the Charge of such particular Exigencies, for which, in all her Majesty's other Dominions, particular Funds have constantly been allowed, and their Purposes as particularly declared. For what remains of that whole Fund, you very well know how it was appropriated, and what Debts were to be discharged by it, which it is now found will, with the other great Draughts that have been made on the Treasurer, take up the whole, were it all collected; but when this will be, is but too uncertain. the Remissness of the Collectors being greater than all the Methods the Council can use have been hitherto able to remedy.

Thus, Gentlemen, I have more largely than I at first intended made it clear to you, that all of the Sums you have mentioned there is not one *Penny* to be had to answer the pressing Occasion laid before you: 'Tis therefore immediately incumbent on you to resolve, without Delay, and let me, in clear Terms, know what is to be expected. I am not now asking any Thing for myself, it is for your own immediate Service; it is you, it is all her Majesty's Subjects in the Province, whose Interest and Estates lie at Stake, and therefore call on those in whom the Power of Government is lodged, for a speedy and timely Provision. My Willingness, who am concerned in the Administration, I have sufficiently expressed; it now lies upon you to advise and concur in what is necessary to be done; for without your Assistance you well know it is impossible for me to effect any Thing. I shall not direct you any further, only you may assure yourselves, that as this whole Business is the

most serious that can in this World be proposed to Men, so it will be perused accordingly; for give me Leave to say, that tho' you are the present Representatives, there are great Numbers of others, who finding their All engaged, will conceive themselves at least as deeply interested, and therefore will assuredly apply to other Hands for what they fail of obtaining from yours: I desire you to lay this, with the rest, seriously to Heart, and to consider, that it is Realities, and not Words, that are wanted, and give me your Result in express Terms as speedily as possible; for, after I have thus explained myself, there shall be no more spent on Messages on this Head, nor shall I be willing to receive any but what are directly and immediately to the Purpose."

August 7, 1708.

JOHNEVANS.

A Motion being made, that forasmuch as the Governor's last Message imports Matter of great Moment to the Inhabitants of this Province, and for that divers of the Members of Assembly are absent from their Service, therefore the House will think fit to adjourn for three or four Days, to the End the respective Members may confer with as many of the chief and most principal Freeholders and Inhabitants of this Province as they can conveniently meet withal (in the Interval) upon the Subject Matter of the Governor's last Message; as also to acquaint the said absent Members that the House expects their Attendance at their next Meeting, all Excuses laid aside.

Resolved, That this House will adjourn for four Days, in order that the respective Members confer with the chief and most eminent Inhabitants by whom they were delegated, upon the Subject-Matter of the Governor's last Message; and also that they acquaint the absent Members with the earnest Desire and Expectation of the House, that they give their Attendance when the House next sits, without fail.

Ordered, That the Governor's last Message be the first Thing read and proceeded on at the next Sitting of the Assembly; and then the House adjourned till the eleventh Day of this Instant, at Two a Clock in the Afternoon.

THE House met, and the Speaker assuming the Chair, the Members were called over, and a Quorum appeared.

Divers Members of the respective Counties, and the City of *Philadelphia*, acquainted the House, that they had (in Pursuance of a resolve of this House before the last Adjournment) conferred with as many of the principal Inhabitants of this Province as conveniently they could, upon the Subject-Matter

of the Governor's last Message, and informed the House, how they found them inclined, to the general Satisfaction of the Assembly: And that they had also done their Messages from the House to the absent Members, who now for the most Part made their Appearance, and excused their former Absence, which being chiefly occasioned by bodily Indisposition, was allowed by the House; and they took their Seats respectively.

Ordered, That the Governor's last Message be again read, which was done accordingly.

Resolved, That this House will To-morrow Morning, at Nine a Clock, resolve into a Committee of the whole House, to consider farther of the said Message, and debate the several Paragraphs thereof; and then the House adjourned till Eight a Clock To-morrow Morning.

The House met, and the Speaker assuming the Chair the Members were called over, and a Quorum appeared.

Ordered, That *Francis Rawle*, and *William Paxton*, do wait upon the Governor, and acquaint him, That the Assembly are met, in order to consider his last Message, and that he may expect to hear from them To-morrow.

The said Members returned and reported that they had delivered their Message to the Governor according to Order.

The House then, according to the Order of Yesterday, resolved into a committee of the whole House, to debate the several Paragraphs of the Governor's last Message, and to consider of a proper Answer to be return'd thereunto; and, after some Time spent therein, the Speaker assumed the Chair, and *Joseph Wilcox* reported from the said Committee, That they had considered and debated the several Paragraphs of the said Message, and were come to certain Resolutions thereupon, which being read, were approved by the House.

Ordered, That a Committee be appointed to draw an Answer to the said Message, pursuant to the said Resolves, by way of Address to the Governor, and bring the same to the House To-morrow Morning; and then the House adjourned till Nine A Clock To-morrow Morning.

The House met, and the Speaker assuming the Chair, the Members were called over, and a Quorum appeared.

The Members appointed to draw an Address to the Governor, in Answer to his last Message, brought the said Address to the House, where the same was read; and, after some Amendments, was agreed to by the House, N.C.D. and ordered to be transcribed, and signed by the Speaker, and

sent to the Governor, and is as followeth. The Assembly's ANSWER to the Governor's Message, sent to this House the seventh Day of the Month called *August*, 1708, presented to the Governor the thirteenth Day of the same Month.

May it please the Governor.

A S we esteemed what thou signified to be the Cause of calling us at this Time to be a Matter of great Importance, so we preferred the Consideration thereof before the many other Grievances, Pressures and Distresses, that lie heavy upon this Province, while such as are deemed, in great Measure, the Occasion of them, escape unpunished, and the Torrent of Debauchery seems to overflow the Place with Security, and the Hands of those that would stop it, are weakened under the present Administration. We forbear at this Time to be more particular concerning those Distempers of the State; nevertheless, we conceive it is our indispensable Duty to mention them, as they are Matters of Complaint, until they are removed, being well assured, that the Continuance and Indulgence of them, will be a Means to bring down those impending Dangers wherewith we are threatened, or some other Token of God's Displeasure for those Things.

That tho' the Proprietary's Power, as Captain General, has a large Extent, yet the legislative Authority of this Province is bounded by the River Delaware, and goes no further down than twelve Miles on this Side Newcastle, and no Power given to our Governor by the royal Charter, or otherwise, as we know of, to set out Vessels of War or Privateers: But inasmuch as the River, and Bay below, as well as our Sea-coast, are chiefly under the Care and Command of the Lord Cornbury, who is Governor of the Jerseys, and Vice Admiral of the same, therefore we think it not in vain for those concerned in Trade and Navigation here, who depend upon such Safeguard, to expect the Benefit of the Vice Admiral's Authority, which extends not only to fit out Ships of War, but also to arrest Ships and Vessels for the Defence of the Sea and Sea-coast, which none can do, as Governors, without special Commission or Licence from the Queen for that Purpose: From whence we conclude, the Governor may be sensible, that if by all the Authority he could have, as Governor, he had arrested a Vessel, and fitted her out with Men and Ammunition, when he had those Hopes of putting something (as he says) in Execution, and they had taken the Enemy, perhaps they would have met with some more Difficulty than Husrt did to make such Captain a lawful Prize.

This is not the first Time that Colonel Seymour's Name hath been made use of to amuse us; for we never heard that he exercised the Power of Vice Admiral in this River, but the Lord Cornbury does; and we are told, that upon another Occasion, he convinced the Governor that he had amply Authority for so doing: However, we are well assured that he shewed a great deal of Readiness to protect our Navigation, without any other Concurrence or Application but what he received from private Hands, as we are informed. And this we conceive that noble Lord did, not only in Discharge of the Trust reposed in him by the High Admiral, but in Honour and Duty to the Queen's Majesty, upon whom the Law has put the charge and Care of her Subjects Protection, in which the Merchants are peculiarly regarded, as may appear by many unquestionable Authorities; we shall here mention but one, which we think to be full to the Purpose: And that is, one Bate's Case adjudged in the Court of Exchequer, where it was agreed that the King, in his Prerogative, had the whole Dominion of the Sea, and that all the Ports were the King's, and that the King had the sole Power to restrain or forbid the going beyond the Sea, the sole Appointment into what Countries the Merchants should or might trade, and into what Countries they should not trade; and for these Respects the King was to maintain the Ports, to provide for the Safety of the Merchants, and to clear and scour the narrow Seas from Pirates and Robbers; for the doing whereof, was added the Tonage and Poundage by Grant in Parliament, and since then, divers other Duties and Customs, as we understand, have been given on the same Account; so that upon the whole Matter, it seem chiefly incumbent on the Governor of this Province, with respect to the Safeguard of the Sea, when an Enemy is discovered upon the Coast, to give the Vice Admiral Notice thereof: And since the Governor has the Third of the Forfeitures upon the Acts of Trade, we think he is, or may be, well rewarded, not only for his Care in seeing the said Acts complied with, but also for his Vigilance in the other Part of his Duty; and if our Merchants could not reap the Benefit of Protection from any of the forementioned Supplies, yet the Trade of this Place being cramp't with an Impost, and the Moiety thereof appropriated for Support of Government, we think they ought not to be put upon sending for a Convoy, as we were informed they were forced to do at their own Charge.

The Governor is pleased to intimate, that instead of granting a present Supply, he is turned over to an Account of

what the Proprietary has, from the Beginning, received by Means of this Province, without remembering any Part of his Expence. As to the Supply, we shall have Occasion to speak of it hereafter; and as to the Proprietary's Expence, if any has been upon the Account of the Publick Exigencies of the Government, he ought to be allowed for it; but as to what we mentioned concerning the Proprietary's Rents, and the Two Thousand Pounds Tax and Impost (which through Misprision of Clerkship, is said in our Answer to be for three Years, where it should have been but Two) the Governor has no just Cause, from any Thing we said, to draw such Consequences as he does, and endeavor to invalidate affirmative Proofs with bare Negatives: But we are still of Opinion that it was much to the Purpose to mention them as we did, to shew that proper Measures have been taken to provide for the Support of the Proprietary and his Deputy, differing from the Means ordained for the Support of Government; it is not a Distinction of our own making, but what we collect from the very Expressions of our late Laws for Supplies. Then where is the Extravagance of what we mentioned on this Head? Is it because we said that the Rents reserved are sufficient, in a moderate Way, to maintain the Proprietary or his Lieutenant, answerable to their Station? We see no Cause to decline saying so still: And what if we add, that we desire the Proprietary would be content to live upon his Rents, and that Fines, Forfeitures, Escheats, and other Profits and Perquisites of Government, should be employed for the common Good and publick Service of the Government? It would not be without Precedent; for we find that the Commons of England petitioned that the King would live of his Revenues, and that Escheats, Forfeitures, and other Profits of the Crown, might be kept to be spent for Defence of the Kingdom.

We are not willing to suppose, when the Proprietary was favoured with the royal Charter, and by Virtue thereof assumed the Government of this Province, and entitled himself to royal Mines, Escheats, Fines, Forfeitures and other Profits (which in their own Nature are Rights of the Crown, and as such ought to be employed for the common Good) that he intended to deck himself or his Deputy with those Jewels, and not have directed them, and the other Supplies given for Support of Government, to be employed for the Good of the Publick, as Revenues of that Nature ought to be, but we rather conclude the contrary.

Therefore we conceive, that as the Governor was employed by the Proprietary to supply his Absence in the Administration of this Government, it would have been much safer for him to have laid hold on what he found uncollected of the Two Thousand Pounds Tax to convert to his own Use, than the Eight Hundred Pounds, and Half the Impost (given for Support of Government, and to defray the publick Charges and Exigencies thereof) which, with the Fines, Forfeitures, and other Perquisites of Government (supposed to be much more than the Governor's Computation seems to make them) we think it our Duty to insist, may be applied to answer the Occasions of the Publick, before we proceed to the Raising of any new Supply, because the Account we have of the former is nowise satisfactory to this House, it being no Demonstration at all that the publick Fund is expended as it ought to be upon the Support of Government, but directly the contrary.

We have no Account of the Indian Treaties; and the Neglect of gathering Taxes seems still to remain where it was: Therefore we desire it may be dispatched, for it will prove inconvenient to lay another Assessment till that be collected.

Signed by Order of the House, N.C.D.

DAVID LLOYD, Speaker.

Ordered, That Francis Cooke, Francis Chadds, and Thomas Hilborn, do wait upon the Governor, with the said Answer

The said Members returned, and reported, that they had delivered the same to the Governor, according to Order; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, and the Speaker assuming the Chair, the Members were called over, and a Quorum appeared.

Ordered, That Henry Paxon, and Evan Lewis, do wait upon the Governor, and acquaint him, that it being the last Day of the Week the Assembly incline to adjourn about Noon; therefore do desire to know whether he has any Thing to communicate to the House this Morning.

The said Members returned, and reported, that they had delivered their Message according to Order; and that the Governor was pleased to tell them, he intended to send something to the House before they adjourned.

Whereupon one of the Messengers acquainted him, he supposed the House would wait his Pleasure, tho' it were till One of the Clock, before they adjourned.

A Motion being made, and the Question put, that the Governor's last Message, and the Assembly's Answer, be sent to

the Coffee-house for publick View? *Passed in the Affirmative, N.C.D.*

Ordered, That *Griffith Jones*, and *William Lee*, do go to the Treasurer, and deliver a Copy of a Vote of this House of the Twenty-first of *November* last, touching the Method of paying the *Provincial Debts*; and to enquire of him, within what Time he can answer such Notes as shall be charged on him by the Speaker, for the immediate Service of the House, which will not be above the Value of *Ten Pounds*.

The said Members returned, and reported, that they had delivered the Copy of the said Vote to the Treasurer, and has also made Enquiry according to Order; but that he had given them no satisfactory Answer thereunto.

Ordered, That *William Paxon*, and *William Smith*, do wait upon the Governor, and acquaint him, that the Assembly has waited to receive something from him (according to the Expectation given by him this Morning) till it is now late in the Afternoon; therefore do desire to know if he has any Thing farther to communicate to them, otherwise the House is inclined to adjourn till new Summons.

The said Members returned, and reported, that they had delivered their Message to the Governor, according to Order; and that he was pleased to tell them, he had nothing farther to say to the Assembly, but intended to take other Measures.

A Motion being made, and the Question put, that *Joseph Wilcox* be desired to rectify and settle the Minutes of Assembly from the sixth Day of this Instant inclusive, and ingross them in the Minute Book kept for that Purpose, and that he be farther allowed for the same, and taking the Minutes whilst the House was sitting, as a Reward for his Trouble therein, the Sum of *Thirty-six Shillings*? *Carried in the Affirmative, N.C.D.*

Ordered, That the Speaker draw an Order upon the Treasurer for the said Sum, payable to the said *Joseph Wilcox* or Order, out of publick Money in his Hands, it being for the immediate Service of the Assembly; as also that he draw an Order upon the said Treasurer for the Sum of *Two Pounds, Seventeen Shillings*, payable to *Nicholas Rosogan*, or Order, for his Services as Door-keeper to the Assembly.

Ordered, That the Speaker sign Notes to the several Members of this House, certifying the Time of their Service in the Assembly respectively, with the Amount thereof at the Rates allowed by the Law of this Province.

Ordered, That *Joseph Wilcox* draw and sign a Note of the Speaker's Service in Assembly, with the Amount thereof, as the said Law allows.

Ordered, That the Committee appointed the Twenty-first Day of *November* last, to inspect and revise the Minutes of Assembly, do revise and inspect the Minutes since that Time, when engrossed, and the Speaker is desired to assist them therein; and then the House adjourned till new Summons.

At an ASSEMBLY held in PHILADELPHIA, the Fourteenth Day of October, Anno Domini, 1708.

THE Representatives of the Freemen of the Province of *Pennsylvania* being according to Law and Charter elected upon the first Day of this Instant *October*, and the Sheriffs of the respective Counties and City of *Philadelphia* having made Returns by Indentures, wherein the Names of all the Members chosen to serve in this Assembly are contained, according as the Law in that Case directs; whereupon the Members being called over, a Quorum of them appeared this Day in *Philadelphia*, and chose *David Lloyd* Speaker of this Assembly, who ordered the Names of the Members of the City of *Philadelphia* and several Counties of this Province to be called over as they were returned, as followeth, *viz.*

<i>Philadelphia County.</i>	<i>Bucks County.</i>	<i>Chester County.</i>
<i>David Lloyd</i> , Speaker.	<i>William Paxson</i> ,	<i>Daniel Williamson</i> ,
<i>Joseph Wilcox</i> ,	<i>William Biles</i> ,	<i>Samuel Levis</i> ,
<i>John Roberts</i> ,	<i>Joshua Hoopes</i> ,	<i>Henry Lewis</i> ,
<i>Francis Rawle</i> ,	<i>Henry Paxson</i> ,	<i>Richard Hayes</i> ,
<i>Joshua Carpenter</i> ,	<i>Samuel Darke</i> ,	<i>John Hood</i> ,
<i>Griffith Jones</i> ,	<i>Samuel Beaks</i> ,	<i>Thomas Pearson</i> ,
<i>Francis Cooke</i> ,	<i>Ezra Croasdale</i> ,	<i>William Bartram</i> ,
<i>John Cook</i> .	<i>Thomas Hilborn</i> .	<i>Daniel Hoopes</i> .

City of Philadelphia.

<i>Abraham Bickley</i> ,	<i>William Lee</i> .
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Ordered, That *John Cooke*, and *Abraham Bickley*, do wait upon the Governor, and acquaint him, that the Assembly are met, and having chosen their Speaker, are ready to present him to the Governor when he shall think fit.

The said Members returned, and reported, that they had been at the Governor's Lodgings, where they received Information that he was gone to *Newcastle*; and that thereupon they went to the Secretary to enquire when he would return,

or whether he had left any Instructions about the Assembly in his Absence? and were answered, that he intended to be in Town this Evening; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, and the Speaker assuming the Chair, the Members were called over, and a Quorum appeared.

The Speaker, with the Members of Assembly present, took and subscribed the Declarations and Profession of Faith, mentioned and directed by an Act of Assembly of this Government, entitled, *An Act to ascertain the Number of Members of Assembly, and to regulate the Elections*, in Manner and Form as by the said Act is prescribed.

Ordered, That *Joshua Hoopes*, and *Daniel Williamson*, do wait upon Governor, and acquaint him, that the Assembly is ready to attend him, to present their Speaker.

They returned, and reported to the House, that they had been at the Governor's Lodgings, and were informed he was not yet come to Town. Adjourned till Three a Clock, P. M.

The House met, and the Speaker assuming the Chair, the Members were called over, and a Quorum appeared.

The Speaker acquainted the House, that he had received divers Letters from *George Whitehead*, *William Mead*, and *Thomas Lower*, being the Agents formerly requested by the Assembly to present the Aggrievances of this Province to the Proprietary, and endeavor Relief in the Premises, in answer to the said Request, which he was ready to communicate to the House.

Ordered, That the said Letters be read, which was done accordingly; and, after some Time spent in the Debate thereof,

Resolved, N.C.D. That the Thanks of this Assembly, in Behalf of themselves, and of all the People of this Province, be given the said Persons for the Trouble and Pains they have taken to serve the Inhabitants; and also to desire them to return the Thanks of this House to the Proprietary, for removing the present Lieutenant Governor; and to intercede farther with him, that the present Secretary may be also removed, in order to ease the good People of this Province from the great Abuses and Oppressions committed by him upon the Inhabitants.

Ordered, That *William Biles*, *Richard Hayes*, *Abraham Bickley*, and *Joseph Wilcox*, be a committee to draw an Answer to the said Letters, and bring the same to the House To-morrow Morning.

Ordered, That *Samuel Levis*, and *Henry Lewis*, do go to the

Governor's Lodgings, and, if he be come to Town, acquaint him, that the Assembly have waited his Pleasure for two Days, to present their Speaker.

The said Members returned, and acquainted the House, that the Governor is not yet come to Town; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, and the Speaker assuming the Chair, the Members were called over, and a Quorum appeared.

The Committee appointed to draw an Answer to the Letters read Yesterday in the Afternoon, brought the said Answer to the House, where the same was read; and, after some Amendments, was agreed to by the House, N.C.D. and ordered to be transcribed.

Resolved, N.C.D. That forasmuch as this House is given to understand, that it has been falsely insinuated to the Agents of this Province, in *London*, that the former Aggrievances (remonstrated and complained of) were magnified and aggravated by some Members of the then Assembly, disaffected to the Proprietary, who had therein rather vented their own private Dissatisfactions, than truly represented the general Calamity and Distresses of the Province (which might gain the more Credit; for that some of the said Letters were signed only by the Speaker) that therefore to take off all such like Suspicions for the future, and to testify the Unanimity of the present Assembly, the said Answer be signed by all the respective Members of this House who are present.

Ordered, That *Thomas Hilborn*, and *Daniel Hoopes*, do go to the Governor's Lodgings, and enquire if he be yet come to Town.

The said members returned and acquainted the House that the Governor is not yet come to town.

The Answer of this House being transcribed, was signed by all the Members present, according to the Resolve of the House.

And then the House considering that the Governor had absented himself from this Province, just at the Time when by Charter the Assembly should have met him, and that the Time of his Return was very uncertain; as also, that for two years past the Assembly could not prevail with him to pass one Bill proposed for the Good of the Province; after three Days waiting, agreed to adjourn; and then the House adjourned accordingly, till the first *Second* Day of the Week in the *First Month* next, unless the Governor shall think fit to request their Attendance sooner.

THE House met, and the Speaker assuming the Chair, the Members were called over, and a Quorum appeared.

Ordered, That *Griffith Jones*, *William Biles*, *John Hood*, and *William Lee*, do wait upon the Governor, and acquaint him, that according to the last Adjournment of this Assembly the House is met, and ready to proceed upon Business.

The said Members returned, and reported, that they had delivered the said Message to the Governor, according to Order; and then the House adjourned till To-morrow at Three a Clock, P.M.

The House met, and the Speaker assuming the Chair, the Members were called over, and a Quorum appeared.

Ordered, That *John Cooke*, and *Henry Lewis*, do give the Treasurer Notice to attend this House, with his Accounts of the publick Taxes, To-morrow Morning at Ten a Clock.

Edward Shippen, in a Message from the Governor, acquainted the House, that the Governor has Business to lay before the Assembly, but could not (being newly arrived) be ready at this Sitting, and when he is, will give the House Notice thereof.

Ordered, That a Committee be appointed to draw an Address to the Governor, to congratulate his safe Arrival, and lay before him some of the great Aggrievances of the People of this Province, and bring the same to the House To-morrow Morning; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, and the Speaker assuming the Chair, the Members were called over, and a Quorum appeared.

The Committee appointed to draw the Address to the Governor, brought the same to the House, which being read, was, after some Amendments, agreed to by the House, N.C.D. and ordered to be transcribed, and signed by the Speaker, and sent to the Governor, and is as followeth.

THE ADDRESS of the Representatives of the Freemen of the Province of *Pennsylvania*, in Assembly met, on the 9th Day of the Month called *March*, 1708-9, presented to CHARLES GOOKLIN, Esq; by the Queen's royal Approbation, Lieutenant Governor of the said Province, &c.

May it please the Governor,

HAVING this Opportunity, we can do no less than congratulate thy seasonable Accession to this Government, and render our most grateful Acknowledgments to the Queen, for her gracious Acceptance of the Proprietary's Nomination of thee to supply his Absence, and to him for constituting a

Person of so fair a Character, furnished, as we hope, with a full Resolution, as well as Power, to redress the Aggrievances, and remove the Oppressions that this poor Province has for some Time laboured under, occasioned by the irregular Administration of the late Deputy Governor, who was too much influenced by evil Counsel, to which the Miseries and Confusions of the State, and Divisions in this Government, are principally owing.

We are here ready to represent such of those publick Grievances as are laid before us, or occur to our Knowledge, in particular Articles, and bring them to a proper Examen; but perceiving by thy Message to this House Yesterday, that thou art not ready at this Time to proceed with us to Business, we shall take Leave only to mention some of those Things which the publick Weal of this Country loudly calls for a most earnest Application and speedy Redress.

In the first Place, we are to lay before thee that of the false Alarm in May, 1706, wherein the late Governor was Chief Actor, and for which he is highly chargeable, having shot at the Queen's Subjects, putting many of the Inhabitants of this Town in Danger of their Lives, and forced great Quantities of Powder and Lead from the Owners, and gave it to such as wasted it, when he knew there was no Occasion to use it, whereby he deprived the Place of what Ammunition might be ready for those that had Freedom to make use of it for their Defence, in case of an Attack.

The next is that notorious Act of Hostility he committed by firing Shot at the Queen's Subjects passing by Newcastle, in this River, upon their lawful Trade to and from this Port.

We mention these, as they are, in our Opinion, Offences of a deep Dye, and committed against the Queen's Crown and Dignity, as well as against the Peace, and ought to be charged upon him before he departs this Province; but the Method of the Prosecution against him, we submit to thy prudent Care and Discretion, and we shall be ready to do what is proper on our Parts.

That the Treasurer of the last Tax has refused to comply with the Directions of the Assembly, in paying the publick Debts, according to the respective Orders drawn upon him, and signed by the Speaker; and that the Collectors of the said Tax, who neglected their Duty in gathering the same, have not been obliged thereunto, according as the Act of Assembly in that Case directs, and more particularly the Collector of the City and County of Philadelphia.

That the Courts of Judicature of this Province have been and are erected by Ordinances of the Governor and Council, against the Advice, and without the Assent, of the Assembly, which we complain of as a great Oppression and Aggrievance to the People we represent, and desire the same may be speedily redressed, and the Bill prepared for establishing Courts, with other useful Bills, ready to be presented to the Governor, may be considered.

We are given to understand that thou brought some Commands from the Queen to this Government, as well as Instructions from the Proprietary, relating to the Publick, which, with a Copy of thy Commission, and the royal Approbation, we desire may be communicated to this House at our next Meeting, which we intend on the twentieth Day of the next Month, and shall adjourn accordingly, unless it be thy Pleasure to call us sooner, which we shall be ready to comply with, not only in Expectation of a speedy Redress of our Grievances, but to settle, by Law, how Money shall be paid upon Contracts made, and to be made, before the new Currency of Money takes Effect.

Signed by Order of the House, N.C.D.

DAVID LLOYD, Speaker.

Ordered, That John Roberts, Henry Paxton, Daniel Williamson, and William Lee, do wait upon the Governor with the said Address; and then the House adjourned till Three a Clock, Post Meridiem.

The House met, and the Speaker assuming the Chair, the Members were called over, and a Quorum appeared.

A Motion being made, and the Question put, That a Copy of the Address sent to the Governor this Morning, be sent to the Coffee-house for publick View? *Carried in the Affirmative*, N.C.D. And then the House adjourned till Seven a Clock To-morrow Morning.

The House met, and the Speaker assuming the Chair, the Members were called over, and a Quorum appeared.

The Members appointed Yesterday to present the Address to the Governor, reported to the House, that they had delivered the same according to Order; and then the House adjourned till the twentieth Day of the Month called *April* next, unless the Governor think fit to require their Attendance sooner.

THE Governor having ordered the Sheriffs of the several Counties of this Province, and the City of *Philadelphia*, to summon the Representatives of the Freemen of the said Province to meet him in Assembly this Day; the House met, and the Speaker assuming the Chair, the Members were called over, and a Quorum appeared.

Ordered, That *Griffith Jones*, *William Biles*, *Samuel Levis*, and *William Lee*, do wait upon the Governor, and acquaint him, That the Assembly are met, and desire to know if he hath any Thing to communicate to the House, who are ready to proceed upon Business.

They returned, and reported, That they had delivered their Message, according to Order, and that the Governor was pleased to signify, that the House shall hear from him in Half an Hour.

Whereupon the House waited till about Seven a Clock in the Evening, being about two Hours after the Messengers returned, and nothing coming from the Governor, the House adjourned till Nine a Clock To-morrow Morning.

The House met, and the Speaker assuming the Chair, the Members were called over, and a Quorum appeared.

The Speaker acquainted, That after the House adjourned last Night, he met two Members of the Council coming with a Message from the Governor to acquaint the House, that the Governor desires the House to attend him at Ten a Clock this Morning, at his Lodgings.

Ordered, That *Daniel Williamson*, and *Daniel Hoopes*, do wait upon the Governor, and desire to know if he is ready to receive the Assembly?

They returned, and reported, that the Governor will send to the House in Half an Hour.

George Roch, and *Samuel Preston*, in a Message from the Governor, acquainted the House, that the Governor is ready to receive the Assembly.

Whereupon the Speaker, with the whole House, went to attend the Governor; and being returned, the Speaker assumed the Chair, and reported to the House, That the Governor had made a Speech to the Assembly, whereof he was pleased to deliver him a Copy, which was ordered to be read, and is as followeth.

GENTLEMEN,

"IT would have proved a much greater Satisfaction to me, if at this first Time of my Speaking to you, I had nothing to take Notice of, but what I myself might have to lay be-

fore you; but your Address presented to me in *March* last, when you sent me Notice that you were sitting, will, before we proceed to any other Business, require some Answer; in which I will be plain, and short, as the Matter will bear.

I thank you, Gentlemen, for your Congratulations, and do assure you, that I come with full Resolutions, on my Part, to employ the Power with which the Proprietary has thought fit to honour me, and her Majesty has been graciously pleased to approve of, to render the People of this Government as happy and easy as is possible for me, in all Things that shall concern their true Interest, and be to their real Advantage. I have enquired what might be meant by those Aggrievances, Oppressions, and Confusions, which you complain of, and whatsoever, I shall meet that deserves those Names, shall meet my ready Concurrence to remove them, as far as they shall appear; but must say, that I believe one effectual Method to free all People from the Apprehensions of Grievances, will be, to lay all former Animosities and Jealousies aside, and, for the future, apply themselves to such Business as they are concerned in for the Publick, with a Freedom and Openness of Temper, and an unbiass'd Inclination to promote the common Good, without any other particular View: If we could be so fortunate as to take Example from her Majesty's glorious Administration of her Dominions at Home, and that of her Parliament, we should not fail of being extremely happy.

As to those two past Actions of my immediate Predecessor, of which you complain, I can only inform you, that they were both well known in *Britain* before I left it, and that I had no directions to make any Enquiry into them; and that, upon the best Advice I can receive here, I find they will not properly fall under my Cognizance, in the Station I am placed in, and therefore cannot think it fit to concern myself with them.

But I am obliged to observe to you, that the Council of the Province, now with me, think themselves very unjustly treated, by the Mention you have made of them if they (as it is generally understood) be intended by the evil Counsel, of which you have taken Notice, and therefore will take the Liberty to vindicate themselves, as you will see, by their Application to me, to which I refer you.

The Charge against the Treasurer, I find, is occasioned by his and the Council's understanding the Act of Assembly, by which the Money that comes into his Hands has been

granted, somewhat differently from what the present and late Houses of Representatives have done: He pleads the Law as his best Direction; and you cannot but agree that 'tis fit that this alone (I mean the Law) ought to determine the Matter. As far as I have hitherto been able, I have pressed the Collection of the Taxes, and shall continue the best of my Care, until they be finished.

The Method of establishing Courts by the Governor and Council, was also well understood in *Great-Britain*, and was approved of there, as being grounded on unquestionable Powers granted the Proprietary; the Bill formerly prepared by the Assembly for that Purpose, which is now before the Board, has not been allowed of: But seeing the present Establishment, which was drawn, as I am informed, according to the Plan laid down in that Bill, carries some Inconveniences with it, and requires an Alteration, I shall be ready to agree to any other reasonable Bill that you shall hereafter propose, for settling Courts of Judicature in such a regular Method, as may be a lasting Rule for holding them.

I have no Instructions, Gentlemen, from her Majesty, that will concern you; those from the Proprietary being to myself, as Occasion offers, and where it may be proper, I shall acquaint you with the Particulars. I have ordered Copies of my Commission, and her Majesty's Approbation, to be prepared and delivered to you.

I should now propose to your serious Consideration some other Matters of the highest Importance, without which Government cannot long subsist, as a due Provision for the Support of it, and for the Security of the People; but what I shall principally recommend to you at this Time, is, the latter Part of the last Paragraph of your Address, (*viz*) to prepare a Bill, for settling by Law, how Money shall be paid upon Contracts made and to be made before the new Currency of Money takes Effect; this as I find, by the great Uneasiness of the People, is a Matter that will require a very speedy Provision, and therefore hope you will find such just and equal Methods for it, as neither the Debtors on the one Hand, nor Creditors on the other, may suffer by the Alteration, to which I desire you may forthwith proceed with as little Loss of Time as is possible; after which we may have Opportunity to enter into the Consideration of such other Matters as may naturally fall before you."

A Petition of sundry Inhabitants of the City and County of *Philadelphia*, for regulating the Rates of Money for the

Payment of Debts, made and to be made before the First of *May* next, was read, and ordered to be read again.

Ordered, That *Joseph Wilcox*, *William Biles*, *Abraham Bickley*, and *John Hood*, be a Committee to draw an Answer to the Governor's Speech, and bring it to the House at Ten a Clock To-morrow Morning.

Resolved, That this House will, at Four a Clock in the Afternoon, resolve into a Committee of the whole House, to consider of the Petition for regulating the Rates of Money, and of preparing a Bill for the same; and then the House adjourned till Three a Clock in the Afternoon.

The House met, and the Speaker assuming the Chair, the Members were called over, and a Quorum appeared.

Ordered, That the Door-keeper give Notice to all the Members of Assembly now in Town, to give their Attendance at the House forthwith; which being done accordingly,

The House, according to the Order of the Day, resolved into a Committee of the whole House, and, after some Time spent therein, the Speaker resumed the Chair, and *William Biles* reported from the said Committee, That they had made some Progress in the Matters referred to them, but had much yet to consider, therefore the Committee had ordered him to move for Leave to sit again.

Resolved, That this House will, at Nine a Clock To-morrow Morning, resolve into a Committee of the whole House, to consider farther of the Matters to them referred; and then the House adjourned till Eight a Clock To-morrow Morning.

The House met, and the Speaker assuming the Chair, the Members were called over, and a Quorum appeared.

Ordered, That the Treasurer, who was appointed to give his Attendance at the House this Morning, do defer his Appearance till To-morrow Morning.

A Petition of divers Inhabitants of the City of *Philadelphia*, complaining that the publick Wharffs, Streets, Water-courses, &c. in the said City, are in great Want of Reparation and Amendments; and praying that Provision be made to enable the Inhabitants of the said City forthwith to repair, and amend them; was brought to the House, and read, and ordered to be read again.

The House then, according to the Order of Yesterday, resolved into a Committee of the whole House, to consider of settling the Rates of Money for Payment of Debts contracted before the First of *May* next, being the Time the new Currency is to take Effect; and, after some Time spent therein, the Speaker resumed the Chair, and the Chairman reported,

That the Committee were come to several Resolutions upon the Matters referred to their Consideration, which he is ready to report when the House will be pleased to receive it.

Ordered, That the said Report be made To-morrow Morning. The Committee appointed to draw an Answer to the Governor's Speech, brought the said Answer to the House, where the same was read, and, after some Amendments, was agreed to by the House, N.C.D. and ordered to be transcribed, and signed by the Speaker, and sent to the Governor, and is as followeth.

The Assembly's ANSWER to the Governor's Speech, made to the House the thirteenth Day of the Month called *April*, 1709, presented to him the fifteenth Day of the same Month.

May it please the Governor,

THE Copy of thy Speech, delivered us the 13th Instant, has been deliberately read, and duly considered, by this House; and tho' we could have been glad there had been no Occasion for the late Hint we gave thee, of some of the Oppressions and Aggrievances which this Province hath for some Time laboured under, yet the Hopes thou hast been pleased to give us, by thy Resolution of endeavouring the People's Ease and Happiness, is very satisfactory to us; for which, in the Behalf of ourselves, and all the People of this Province, we hereby return hearty and thankful Acknowledgments.

We are unanimously of Opinion with thee, that 'twill be out great Happiness to follow the Queen's good Example, and that of her Parliament, in the Administration at Home; 'tis doubtless owing to the Constitution, and heightened by the excellent Disposition of the Queen, whose just, mild and gentle Government, hath worthily gained her a great and glorious Reputation, as well as tender Affection, in the Hearts of her Subjects, in being as ready to give her royal Assent to good Laws for their Benefit, and redress their Aggrievances, as the Parliament can be to lay them before her: And if we can be so happy as to take the same Methods here (wherein our Endeavours shall not be wanting) we doubt not but the Inhabitants will soon be sensible of the good Effects of it.

We hope this Assembly is wholly clear from Animosities to any; and do beseech thee not to be imposed on by such as may endeavour to create hard Thoughts in thee towards this House, who are fully resolved to follow the Advice thou hast been pleased to give us (viz.) to proceed to the Business be-

fore us with that Freedom of Temper and unbaiassed Inclinations which thou hast recommended.

We are sensible those gross Acts of the late Lieutenant-Governor, are not unknown to some in Great-Britain, and tho' thou hast no immediate Directions to make Enquire into them, yet when the Assembly, as the grand Inquisitors of the Province, have informed thee of such horrid Abuses, and Acts of Hostility and Violence, as he has been guilty of against the Queen's Crown and Dignity, in raising Men and Arms, and firing at the Queen's peaceable Subjects, to the endangering their Lives (instead of protecting them) which are taken to be Acts of a Treasonable Nature, we hope (notwithstanding the Advice thou hast had) that thou wilt be pleased farther to consider whether it be not incumbent on thee to take Cognizance thereof, or at least concur in some Method, that such evil Ministers may not escape with Impunity, but be brought to Punishment suitable to their Demerits, as well as for Example and Terror to others.

The House is somewhat surprized, that the Council of the Province should understand, from our Mention of the late Deputy Governor, his being too much influenced by evil Counsel, that we designed the Council in general, or that the Miseries and Confusions in the state and Government were principally owing to them, which we never intended; but, on the contrary, believe most of them to be Well-wishers to, and Promoters of, the Interest of the Province, and accordingly value and esteem them; and do hereby declare, that we designed that Charge against the present Secretary, James Logan, with some others, not of the Governor's Council, to whose Advice and Practice the Miseries and Confusions in this Government are chiefly owing, as we shall be ready to make appear, when thou gives us an Opportunity; in the mean Time it is our earnest Request, and cordial Advice, that thou may not be influenced by the said James Logan, nor any others, to create Misunderstanding between thee and the Representatives of the People, which, we are satisfied, has been his Subterfuge; but we shall insist no farther at present, save to request thee (as the former Assembly did thy Predecessor) to remove him from thy Council.

The Treasurer's Answer is no way satisfactory to this House; nor have the Council, who are represented by us, any Right to order the Disposal of that Money, and the Law is plain in the Case, as we shall be necessitated to let him know: And as for the Collectors of the Taxes, if thou please to con-

sult the Law in that Behalf, thou wilt find Directions how the Governor and Council is to proceed against such Offenders: And we doubt, unless that Law be prosecuted, and new Collectors speedily appointed, the Taxes will remain uncollected, to the great Injury of the People in general, as well as of particular Persons, and obstruct the raising of new Supplies.

The Method of establishing Courts of Judicature by the Governor and Council, however approved of by some in Great-Britain, as grounded on the Proprietary's Powers, we still object against; that the Bill formerly prepared, not being allowed of (or some other proposed, wherewith the Assembly might have concurred) has administred great Cause of Dissatisfaction and Complaint, and especially the Want of regulating and settling the Fees (which, as now taken) are very extravagant: If any Inconveniences appear in the Draught now before the Board, we shall readily concur in such Alterations as may be necessary for the Good of the People, which we entreat thee to acquaint us with as soon as possible, being unanimously of Opinion, that the present Method of holding Courts, and exacting Fees, is illegal and arbitrary, and an Infringement of the Rights of the Queen's freeborn Subjects.

We were given to understand thou had Instructions from the Queen, which as it was supposed might concern us, as the Representatives of the People, but shall at present acquiesce with thy Answer on that Head; those from the Proprietary, we hope, are such as allow thee fully to represent him here as Lieutenant-Governor, without Limitation or Restriction; we desire that authentick Copies of thy Commission, and the Queen's Approbation, may be forthwith sent us, in order to our regular proceeding to the Business before us.

The making all due Provision for the Support of Government and Security of the People, is what we hold to be our Duty, which we shall always be ready to do, as Occasion offers, so far as lies in our Power: And for the Bill thou hast been pleased principally to recommend at this Time, we are so sensible of the Necessity of it, that we shall make it our first Business to consider of, and prepare it; after which we hope and expect a Redress of our Grievances, and thy ready Concurrence to such Bills as shall be laid before thee, for establishing the People in their just Rights, Liberties and Properties; and in so doing thou wilt not only manifest thyself an Instrument of Blessing and Praise to this Province, but be Confirmed in the sincere and good Opinion and Affections of this Assembly, and of the good People represented by us,

whose great Expectations of thy Justice and Kindness towards them, we trust thou wilt effectually answer.

Signed by Order of the House, N.C.D.

DAVID LLOYD, Speaker.

And then the House adjourned till Nine a Clock To-morrow Morning.

The House met, and the Speaker assuming the Chair, the Members were called over, and a Quorum appeared.

Ordered, That *Francis Cooke, William Lee, Samuel Darke*, and *William Bartram*, do wait upon the Governor with the Answer to his Speech. They returned, and reported, the Governor is gone out of Town.

A Petition of the Grand Jury of the City of *Philadelphia*, against *Thomas Macnamara*, an Attorney at Law (introduced by some of the Aldermen, and Members of the Corporation) was read, and ordered to be read again.

The Chairman of the Grand Committee, according to the Order of Yesterday, made Report of the Resolves of the said Committee, which were agreed to by the House, and are as followeth.

First, That all Contracts or Bargains made, and to be made, the first Day of the Month called *May* next, 1709, shall be discharged in some of the Species of foreign Coins mentioned in the Queen's Proclamation, at the Rate of *Nine Shillings*, and *One Penny*, per Ounce.

Secondly, That a Proviso be inserted, to except all Money payable after the First of *May* next for Rent, or Sales made of Lands or Goods, according to the new Currency.

Thirdly, That all Money lent, or to be lent, or Contracts made, at the present Rate or Currency, and secured by Bonds or Mortgages, to be paid in current or lawful Money, or other Debts or Contracts, made before the said First of *May* next, shall be discharged in Money at the present Currency, under Penalty of forfeiting the same, as in the Case of Userers.

Fourthly, That a Clause be added to oblige all Venders or Sellers of Goods, Wares or Merchandizes, to abate, according to the Difference of Money, on the Commodities vended or sold after the said First of *May* next, of the prices or Rates they have usually sold at of late, or would have taken for such Commodities in Money at the present Currency.

Ordered, That a Committee be appointed to prepare and draw a Bill to be presented to the Governor for his Assent, according to the Substance of the said Resolves. Adjourned till Eight a Clock To-Morrow Morning.

The House met, and the Members being called over, a Quorum appeared.

The Persons appointed to deliver the Assembly's Answer to the Governor's Speech, acquainted the House, that last Night they delivered the said Answer to the Governor, according to Order.

Robert Ashton brought the Council's Application to the Governor, which related to this House, and to which his Speech of the thirteenth Instant referred, which was read, and is as followeth.

To the Honourable CHARLES GOOKIN, Esq; Lieutenant-Governor of the Province of Pennsylvania, and Counties of Newcastle, Kent and Sussex, upon Delaware.

May it please the Governor,

WE the Members of Council for the said Province, who attended the Board during the Administration of the late Lieutenant-Governor, upon viewing the Address presented by the Assembly on the Ninth Day of *March* last, think ourselves obliged to observe, that in the first Paragraph of it, complaining of Aggrievances and Oppressions, which (they say) this Province has for some Time laboured under, occasioned by the irregular Administration of the late Deputy Governor, they have thought fit to add these Words (*who was too much influenced by evil Counsel*) to whom the Miseries and Confusions of the State, and Divisions in this Government are principally owing.

It was long (may it please the Governor) before we could induce ourselves to believe, that Men so well acquainted with the Characters of most of us, in our several Stations in the Country, could possibly intend us by the Charge, until by the Observations of others, we were forced to take a nearer Notice of the Expressions; upon which we are sorry to find that the Word *Counsel*, as there used, together with the general Construction of the Sentence, seems not to admit of any other Interpretation, but that to us, principally, is owing whatever the Assembly has thought fit to complain of, or can reduce under the general Terms they have used: If they will disavow any such Intention, we shall crave no other Satisfaction; but if not, we must then desire that they, and all Men concerned in these Affairs, may know;

That notwithstanding the Proprietary, and late Lieutenant Governor, according to the established Rules in all Governments whatsoever, from the most polite to the most barbarous Nations in the World, finding themselves under a Necessity

of having a Council about them, to advise with in Affairs of Government, have thought fit to chuse us for that Service; in which, according to our several solemn Engagements, we have acquitted ourselves to the best of our Judgments and Abilities, yet not one of us receives, or ever did expect, any other Advantage by it, than the Satisfaction of having discharged our Duties to the Country we live in, and to advance the Prosperity and Happiness of it as much as may lie in our Power. We have no Salaries nor Allowance paid us by the Country for this, nor Offices of Profit to encourage us; what we do is at our own Expence of Time, Trouble and Charge, and upon our own Estates is all our Dependence, which, giving us as good an Interest in the Country as others can pretend to, and being out of the Reach of any possible Views, different from the Good of the Whole, no Man, without a manifest Violence to his Reason, can imagine but that we are as much concerned, and therefore would be as careful to prevent and divert any Miseries, Confusions, or Divisions, that may threaten the Province, as any other Sett of Men whatsoever; so that this Charge from the Assembly, if levelled against us, is not only unjust, but will be judged, we believe, exceedingly ungrateful, by all that impartially consider us and our Circumstances among our Neighbors.

After this general Accusation, involving us in all Things that have been irregularly committed, or that any Person can think so to have been, they enumerate four Particulars, which they call Aggrievances. To the two first we have nothing to say, and we hope no Man can believe that any one of us was so much as privy to them much less that we advised them, we here solemnly declare, each for himself, that we did not. The other two, we acknowledge ourselves to be concerned in, and shall always justify: That is, First, that we advised the Treasurer to take his Directions from the Law Alone, and without Regard to the partial Orders of the Assembly to the contrary, to make his Payments in equal Portions, which we hope cannot be accounted a Grievance; and in the next, to prevent that greatest of all possible Grievances, the Want of publick Justice, of which, by the Measures taken by the Assembly of that Time, the Country was long deprived; we advised the Governor to make use of the Powers with which he was unquestionably invested to open the Courts again, and to restore the Course of Justice to the oppressed Country, who had long languished through the Want of it, until they could be otherwise established. Men acquainted with Affairs

of this Kind, and who must take their Information from others, may be imposed on by Persons of Design, and believe that to be irregular, which in itself is a most wholesome and necessary Act; but we can with Assurance affirm, that we had full Satisfaction from Men of the best Abilities, that what we advised and concurred in this Matter, was regular, just, and legal.

Upon the whole, may it please the Governor, tho' on the one Hand we shall be exceedingly unwilling to have any Misunderstanding with the Representatives of the People, well knowing it to be an Unhappiness that all reasonable Measures should be taken to prevent; yet on the other we shall not, by any Contrivances, be diverted from discharging the Trust reposed in us, during our Continuance in this Station, with Honour and Justice, to the best of our Abilities; but from time to time shall offer to the Governor such Advice as we shall judge most conducive to the general Good of the Province, in the Welfare of which we are so nearly concerned in our several private Interests; and in the mean time hope we may justly expect to be secured from Calumny and Misrepresentation.

EDWARD SHIPPEN, SAMUEL FINNEY,
April 13, 1709. SAMUEL CARPENTER, WILLIAM TRENT,
Philadelphia, JOSEPH GROWDON, CALEB PUSEY,
 JASPER YEATS, RICARD HILL.

With an Exception to what is said of Offices of Profit, tho' I enjoy none as a Member of Council, I sign this, JAMES LOGAN.

Ordered, That a Committee be appointed to draw an Answer thereunto, and bring it to the House at their next Sitting, or as soon as the same is prepared; and then the House adjourned till the Nineteenth of this instant, *April*, at Two a Clock, P.M.

The House met, and the Speaker assuming the Chair, the Members were called over, and a Quorum appeared.

The Committee appointed to draw the Bill for settling the Rates of Money, according to the Resolves agreed to by the House the Fifteenth Instant, brought the said Bill to the House, which was read the first Time and ordered to be read again To-morrow Morning.

A Petition of many of the Inhabitants of the County of *Bucks*, complaining of divers Abuses committed by the Justices and Grand Jury upon the Inhabitants of the said County, and praying Relief against the said Abuses; also desiring that the Rates of Money for Payment of Debts and Contracts made,

and to be made, before the First of *May* next, may be settled; was read, and ordered to be read again.

A Copy of the Lieutenant Governor's Commission, and the royal Approbation, being brought to the House, were read, and ordered a second Reading To-morrow Morning; and then the House adjourned till Eight a Clock, To-morrow Morning.

The House met, and the Speaker assuming the Chair, the Members were called over, and a Quorum appeared.

The Bill for settling the Rates of Money, &c. was read the second Time, and debated by Paragraphs.

The House being informed that the Governor is going to *Newcastle* this Day.

Ordered, That *Joseph Wilcox*, *William Paxon*, *Samuel Levis*, and *William Lee*, do wait upon the Governor, and acquaint him, that the Bill for settling the Rates of Money for the Payment of Debts contracted, and to be contracted, before the first of *May* next, is in such Readiness, that the House will be ready to attend him therewith any Time, when he will be pleased to appoint, this Day in the Afternoon.

They returned, and reported, that the Governor is designed for *Newcastle*, but will wait till One a Clock for the said Bill. Adjourned for the Space of an Hour.

The House met, and the Members being called over, a Quorum appeared.

Ordered, That the said Bill be read the third Time; which being done, and the Question put, that the said Bill do pass? *Carried in the Affirmative*.

Ordered, That *William Biles*, *Francis Cooke*, *William Lee*, *Abraham Bickley*, *Joshua Hoopes*, *Samuel Levis*, and *John Hood*, do attend the Governor with the said Bill.

They returned, and reported, that they had delivered the same according to Order.

A Petition of *Nathan Stanbury*, Executor of *Elizabeth Fox*, deceased, setting forth that *James Fox*, who was the Husband of the said *Elizabeth*, being some Time Treasurer of this Province, had disbursed considerably more than receiv'd (as appear'd, in the Opinion of the Petitioner, by an Account exhibited) and praying the said Account, with the Interest computed thereon, may be allowed by the House, was read, and ordered to be read again; and then the House adjourned till the Twenty-fifth of this Instant, at Ten a Clock in the Morning.

T H E House met, and the Speaker assuming the Chair, the Members were called over, and a Quorum appeared.

Ordered, That *Abraham Bickley*, and *Henry Lewis*, do wait upon the Governor, and acquaint him, that the House is met, and desire to know if he has any Thing farther to communicate to the Assembly; and whether he has considered of the Bill laid before him at our last Adjournment?

They returned, and reported, that they had delivered their Message to the Governor, according to Order; and that he was pleased to acquaint them, he intends to send something to the House To-morrow Morning; and then the House adjourned till Eight a Clock To-morrow Morning.

The House met, and the Speaker assuming the Chair, the Members were called over, and a Quorum appeared.

A Complaint of *Israel Taylor*, that the Governor had lately granted a Licence to a Person to marry the Complainant's Daughter against the Consent of her Parents, and praying that a Stop may be put to such Practices for the future, was read, and ordered to be read again.

And a Petition of sundry Inhabitants of the City of *Philadelphia*, complaining that divers Persons have oppressed others, in taking Obligations, not only for unlawful Interest, but at least *Thirty-three per Cent.* Advance on the Principal, by obliging the Debtors to pay in the new Currency of Money; as also that divers Landlords endeavour to oblige their Tenants to pay their Rents in the new Currency of Money, and praying that Provision may be made to prevent it, was read, and ordered to be read again.

And also a Paper directing the Settling the Price or Rates of Ferriage, was read, and ordered to be read again.

Ordered, That *Daniel Williamson*, and *William Bartram*, do wait upon the Governor, and acquaint him, that the House has waited all this Morning in Expectation to hear from him, and desire to know if he be ready to communicate any thing to the House before they adjourn, which they are ready to do, it being now past Twelve a Clock.

They returned, and reported, that they had delivered their Message to the Governor; who was pleased to acquaint them, the House may expect a Message from him forthwith.

Samuel Carpenter, and *Samuel Preston*, brought a written Message from the Governor, containing his Obejections to the Bill, and a Draught or Scheme of a new Bill. Adjourned till Two a Clock, P.M.

The House met, and the Speaker assuming the Chair, the Members were called over, and a Quorum appeared.

Ordered, That the Governor's Objections to the Bill for regulating the Rates of Money be read, which was done accordingly.

The Draught of a Bill, sent by the Governor, about regulating the Rates of Money, &c, being also read, and the House observing a Clause in the said Bill or Draught, to enforce the Payment of Interest upon Book Accounts; and also another Clause, that Bargains and Contracts made, after the said First of *May*, shall be concluded in the old Currency, but payable in the New, with One Fourth Part Abatement; also a Clause, that all Debts contracted before the said First of *May*, shall be discharged in the new Currency, with One Fourth Part abated, and a Clause in the Preamble of the Draught introductory thereunto, which last Clause will subject divers to the Charges of giving new Bonds, with many other inconveniences.

Resolved, That the House cannot agree to the said new Draught sent by the Governor, but are desirous to have a Conference with him upon the same, and his Objections to the Bill sent by the Assembly.

Ordered, That *John Cooke*, and *Richard Hayes*, do attend the Governor, and acquaint him that the House is desirous to have a Conference with him upon the Subject Matter of the Bill for Regulation of Money, &c. as also of the Draught sent by him, and his Objections to the Bill sent him by the House.

They returned, and reported, that they had delivered their Message according to Order; and that the Governor was pleased to appoint the Conference to be at Ten a Clock in the Forenoon Tomorrow, and in the Interim will consider of the Place, and give the House Notice thereof. Adjourned till Nine a Clock To-morrow Morning.

The House met, and the Speaker assuming the Chair, the Members were called over, and a Quorum appeared.

Samuel Carpenter, and *Caleb Pusey*, in a Message from the Governor acquainted the House, that the Governor appoints the Place of the Conference to be at his own Lodgings, at Ten a Clock, and with a Committee, or the whole House, as the House thinks fit.

Resolved, That the whole House will attend the Governor upon this Conference.

And accordingly the Speaker, with the whole House, went to attend the Governor upon the said Conference; and, after some Time spent therein, the House returned, and the Speaker assumed the Chair, and reported, That some Progress was made in the said Conference, but it not being finished, it was agreed

to be held in the Schoolhouse at Three a Clock in the Afternoon, with such Members of the Governor' Council as he shall think fit to appoint, Adjourned till Three a Clock in the Afternoon.

The House met, and being called over, a Quorum appeared.

Divers Members of Council, appointed by the Governor, came to the House, and the Assembly, with them, proceeded upon the Conference about the Bill, &c. and, after some Time spent therein, the Speaker assumed the Chair, and reported to the House, That after considerable Time spent in the Conference, it was agreed that three of the Members of Assembly shall be a Committee to join with the like Number as a Committee of the Council, who shall meet To-morrow Morning to make such Amendments to the said Bill as have been debated and considered at this Conference.

Ordered, That *Joseph Wilcox*, *Abraham Bickley*, and *John Cooke*, be a Committee to join with a Committee of the Council thereupon at the Council-chamber at Nine a Clock To-morrow Morning. Adjourned till Eight a Clock To-morrow Morning.

The House met, and the Speaker assuming the Chair, the Members were called over, and a Quorum appeared.

Ordered, That the Bill for settling the Rates of Money, &c. be immediately read; and also the Draught sent by the Governor to this House, which was done accordingly. *

Ordered, That the Committee appointed last Night to meet a Committee of the Governor's Council about the Bill for regulating the Rates of Money, &c. do repair to the Council-chamber to join with the said Committee, in order to proceed upon the Matters to them referred.

Resolved, That this House will immediately resolve into a Committee of the whole House, to consider of the Aggrievances presented by divers Petitions of the Inhabitants of this Government to the House;

And accordingly the House resolved into a Committee of the whole House, to consider of the said Aggrievances; and, after some Time spent therein, the Speaker resumed the Chair, and the Chairman reported, from the said Committee, that they had made some Progress in the Matters before them, which he reported to the House, but not having Time to finish the Whole, the Committee had directed him to move the House for Leave to sit again.

Resolved, That this House will, upon the fourth Day of the Month called *May* next, resolve into a Committee of the whole House, to proceed in the farther Examination of the said Aggrievances.

The Committee appointed to join with a Committee of Council about the Amendments to the Bill for regulating the Rates of Money, reported to the House, that they had agreed upon certain Additions and Amendments to the said Bill which were read, and agreed to by the House.

Ordered, That the Substance of the said Amendments be inserted in the said Bill, and the Speaker is desired to insert the same, and bring it to the House To-morrow Morning. Adjourned till Eight a Clock To-morrow Morning.

The House met, and the Speaker assuming the Chair, the Members were called over, and a Quorum appeared.

The Speaker brought the Bill as amended to the House, which having been three Times read, and the Question being put, that the said Bill be sent to the Governor for his Assent, in order to be pass'd into a Law? *Passed in the Affirmative.*

Ordered, That *John Roberts, Abraham Bickley, Samuel Levis, and Samuel Darke*, do attend the Governor with the said Bill.

They returned, and reported, that they had delivered the same to the Governor, according to Order; and that he was pleased to acquaint them, the House might expect to hear from him with all Expedition possible. Adjourned till Three a Clock, P.M.

The House met, and the Members being called over, a Quorum appeared.

Ordered, That *William Paxon, and Daniel Williamson*, do wait upon the Governor, and desire to know when the House may expect to know his Pleasure concerning the Bill now before him?

They returned, and acquainted the House, that they had delivered their Message to the Governor; who signified that the Council were not yet together, but he expected would suddenly, and that the House might expect to hear from him To-night.

Henry Lewis acquainted the House, that he had spoken with the Secretary, who acquainted him, that the Council are like to continue till it is late about the Bill, and that he supposes the House will not have the Governor's Answer to the Bill till early To-morrow Morning. Adjourned till Six a Clock To-morrow Morning.

The House, met, and the Speaker assuming the Chair, the Members were called over, and a Quorum appeared.

Caleb Pusey, and James Logan brought from the Governor several Amendments to the Bill, which being read and debated, were severally agreed to by the House, and the Bill, as now

amended ordered to be transcribed immediately; which being done accordingly,

Ordered, That *Joseph Wilcox, William Paxon, William Lee, Thomas Pearson, Richard Hayes, and John Roberts*, do carry the same to the Governor, and acquaint him, that the House have conceded to all the Amendments he proposed.

They returned, and reported, that they had delivered the Bill to the Governor; who promised to pass the same into a Law when engrossed and ready.

The said Bill being ingrossed, was brought to the House, and signed by the Speaker.

Ordered, That *Richard Hayes, and John Cooke*, do carry it to the Governor.

Ordered, That *Abraham Bickley, and Daniel Williamson*, do go to the Mayor of the City of *Philadelphia*, and acquaint him, that the Assembly desires him to order the Bell to be rung forthwith; and that himself, with the Aldermen, and Constables, do attend forthwith in the Market-place at the Publication of a Law forthwith to be published there.

They returned, and reported, that the Mayor will endeavour to answer the Order of the House, so far as the Shortness of the Time will permit.

The Members appointed to carry the Bill to the Governor, returned, and reported, that they had delivered the same according to Order.

The Governor sent a Message to the House, requiring the Assembly to attend him forthwith at his Lodgings.

And accordingly the Speaker, with the whole House, went to attend the Governor, who was pleased to declare his Assent to the said Bill, and to pass the same into a Law; and desired the House to attend him at the Publication thereof, as soon as the Great Seal was affixed thereunto, which he had ordered the Keeper immediately to do.

Whereupon the House returned, and the Speaker assumed the Chair.

Resolved, That the whole House will forthwith wait upon the Governor, to publish the said Law, intituled as follows; *An Act for ascertaining the Rates of Money for Payment of Debts, and preventing Exactions on Contracts and Bargains made before the first Day of May in this present Year, One Thousand Seven Hundred and Nine*. And then the House adjourn'd till the third Day of *May* next, at Three a Clock, P.M.

The House met, and the Speaker assuming the Chair, the Members were called over, and a Quorum appeared.

The Speaker acquainted the House, That he met the Governor Yesterday at *Chester*, and that he acquainted the Speaker he was going to *Newcastle*, but intended to return to *Philadelphia* on *Thursday* next.

Ordered, That the Bill prepared by a former Assembly, and laid before the late Lieutenant-Governor, for establishing and regulating of Courts, and settling the Fees of Officers, be again read; which was done accordingly.

Ordered, That the several Bills, intituled,

An Act for empowering religious Societies, Towns, &c. to buy, hold, and dispose of Lands, &c.

An Act of Privilege to a Freeman.

An Act to oblige Witnesses to give Evidence, and prevent false Swearing.

An Act to prevent the Sale of ill tann'd Leather.

An Act that no Publick House or Inn, within this Province, be kept without Licence.

An Act against menacing, and Assault and Battery.

An Act to prevent Disputes which may hereafter arise about the Dates of Conveyances, and other Instruments, &c.

A Supplementary Act for the more effectual raising Levies in the several Counties of this Province, and the City of Philadelphia, and appropriating the same.

An Act for the Priority of Payments of Debts to the Inhabitants of this Province; be severally distinctly read; which was done accordingly; and then the House adjourned till Eight a Clock To-morrow Morning.

The House met, and the Speaker assuming the Chair, the Members were called over, and a Quorum appeared.

The Committee formerly appointed to draw an Address to the Governor, in answer to the Representation of the Council, brought the same to the House, where the same was read, and ordered to be read again. Adjourn'd till Two a Clock, P.M.

The House met, and the Speaker assuming the Chair, the Members were called over, and a Quorum appeared.

Ordered, That the Bill, intituled, *An Act to confirm Patents and Grants, and to prevent Law-suits*, prepared by a former Assembly, and laid before the late Lieutenant-Governor, be forthwith read; which was done accordingly.

The Petition of sundry Inhabitants of the City of *Philadelphia*, desiring that Provision be made to empower the Inhabitants of the said City to raise Money for repairing of Streets, Wharffs, &c. within the said City, being again read;

Ordered, That Leave be given to the said Petitioners to prepare and bring in a Bill for that Purpose, as by the said Petition is desired.

The Petition of *Nathan Stanbury*, Executor of *Elizabeth Fox*, being again read;

Ordered, That *Griffith Jones*, *Abraham Bickley*, and *John Cooke*, or any two of them, be a Committee to examine and consider of the Accounts exhibited by the Petitioner and make Report thereof to the House; and they have Power to send for Persons and Papers relating thereunto.

Resolved, That this House will forthwith resolve into a Committee of the whole House, to consider of the Aggrievances of divers of the Inhabitants of this Province, presented by sundry Petitions to this Assembly.

And accordingly the House resolved into a Committee of the whole House, to consider of the said Aggrievances, and, after some Time spent therein, the Speaker assumed the Chair, and *Joseph Wilcox*, Chairman of the said Committee, reported to the House, that they had made some Progress in the Matters to them referred, but not having Time to finish it, the Committee had ordered him to move the House for Leave to sit again.

Resolved, That this House will, at Nine a Clock To-morrow Morning, resolve itself into a Committee of the whole House, to consider farther of the said Aggrievances; and then the House adjourned till Eight a Clock To-morrow Morning.

The House met, and the Speaker assuming the Chair, the Members were called over, and a Quorum appeared.

Ordered, That the Address to be sent to the Governor, in answer to the Council's Application, be again read; which being done accordingly, and the Question being put, that the same be transcribed, and signed by the Speaker, and sent to the Governor? *Past in the Affirmative*, N.C.D. and is as followeth. The Assembly's A D D R E S S to the Governor, in Answer to the Council's Application to him, mentioned in his late

Speech to this House.

May it please the Governor,

T H E Matter of Charge, mentioned in our Address of the Ninth of the last Month, which some with so much Art have endeavoured to draw upon the Council in general, contrary to the Import of our Words, being, by our Answer of the Fifteenth of the last Month, placed as at first intended, there is nothing remains but to shew how those Members of Council have been imposed upon, who have been prevailed with to sign that Mis-

representation, wherein they are made to suppose that we in a general Accusation involved them in all Things that had been irregularly committed (or that any Person can think so to have been) we have already shewed how far we extended that which is called a general Accusation; so that we hope the Council is satisfied, that we never intended to involve them in all the Irregularities of the late Deputy Governor's Administration, or in all Things that any Person can think to have been irregularly committed by him, as is falsely insinuated; for we really think that many of the Irregularities which he fell into, not only during the Time that he seem'd to be under the Secretary's strictest Direction, but after he shook off that Yoke, and acted more like a free Agent, are in nowise chargeable upon the Council in general, or upon the Secretary in particular; it is readily acknowledged, that the Circumstances of the Members of Council are such as should leave no Suspicion of their Care to have prevented or diverted the Miseries and Confusions which were brought upon the Government under the late Administration, but rather engage them to bring the Authors and Causers thereof to Justice, and earnestly seek Redress of the publick Grievances of the Province, some of which have been complained of by several of them, as well as us: Therefore it is the more unaccountable, how they could be prevailed upon to declare to the Governor, that they have nothing to say to those two Particulars mentioned in our Address, viz. the one about the late Governor's Shooting at the Queen's Subjects, in the Time of the false Alarm, and wasting the Ammunition that then was in the Town; and the other about his Hostility against the Queen's Subjects, passing by Newcastle; we do not think the Council advised these Things, but we are credibly informed, that the Secretary was so far privy to the Alarm, that he might have prevented much of the Terror and Damage which ensued thereon, had he discovered what he knew of that Intrigue to the Magistrates of the Town, and assisted them to put a Stop thereunto, as the Duty of his Office and Station in the Government required. As to the first of those two Particulars wherein the Council acknowledge themselves concerned, viz. in advising the Treasurer to take his Directions from the Law alone, we never accounted it a Grievance, but complained because he refused to comply with the Directions and Orders of the Assembly, warranted by the Law that made him Treasurer, and directs him to pay the publick Debts allowed by Vote of the House of Representatives, upon Warrants under the Speaker's Hand; so that the Council being, in this Case, but as a Sett of private Men, had no Room

by that Law to obtrude their Advice, much less to encourage the Treasurer to disregard the legislative Authority lodged in the Assembly, and treat the Orders of their Representatives with so much Indecency, as they are made to do; nor are they to be justified in that they opposed the late Assembly in those Points whereon the then Governor seemed to ground his Refusal to pass the Bill of Courts, and at the same Time assent to his Ordinance, framed for the most Part in the very Words of that Bill, omitting only what would have shewed it to be a Transcript of a regular Establishment, and leaving Room enough, through the Absurdities of their Piece-meal Draught, to cast an Odium upon the Bill, and involve the Assembly in all the ill Consequences of the Ordinance.

May it please the Governor, we find that the late Assembly, with very much Care and Application, prepared the said Bill of Courts, and complied with the then Governor in all his Proposals of Amendments, save only some few, which had a Tendency to leave the People open to those Oppressions and Abuses which were complained of, and would have been remedied by the Bill; so that the Want of publick Justice, which the Council call the greatest of all possible Grievances, has lain at the late Governor's Door; and we think his Council were exceedingly to blame (if they thought, as they now say, he was unquestionably vested with Power to open the Courts again) that they had not prevailed with him so to do, rather than leave the Country so long to languish, through Want of restoring the Course of Justice.

We are heartily sorry that the Council were prevailed upon so far to gratify the Enemies of the publick Weal of this Province, as to patronize this Address, which discovers such an Apparent Design, as well to possess the Governor with an ill Opinion of the Assembly, as to create more Divisions and Animosities in the Government, and engage the Council and their Representatives in an unhappy Controversy, whilst they should apply their Endeavours to redress the Grievances of the People.

We could, may it please the Governor, make further Animadversions on that Address, as it seems an Indignity offered to this as well as the late Assembly; but having a due Regard to the publick Business before us (which we prefer to all other Considerations) shall content ourselves with the short Hints we have expressed, for the clearing our own and Predecessors honest and cordial Intentions from the Abuses and Calumnies endeavoured to be cast upon us, and shall no further trouble

the Governor on this Account, unless new Occasion be given.

Signed by Order of the House, N.C.D. this Fifth of the *Third Month*, 1709.

DAVID LLOYD, Speaker.

Ordered, That *Daniel Williamson*, and *Thomas Pearson*, do go to the Governor's Lodgings, and enquire if he be come to Town? And if he be come, to deliver him the said Address.

They returned, and reported, that the Governor is not yet come to Town.

The House then, according to the Order of Yesterday, resolved into a Committee of the whole House, to consider further of the Grievances lying before the Assembly; and, after some Time spent therein, the Speaker assumed the Chair, and the Chairman reported, That the Committee had made a considerable Progress in the Matters before them, but had not Time yet to perfect them, and had therefore ordered him to move the House for Leave to sit again.

Resolved, That this House will, To-morrow Morning, at Nine a Clock, resolve into a Committee of the whole House, to consider further of the said Grievances.

Ordered, That *Abraham Bickley*, and *William Lee*, do go to the Mayor and Recorder of the City of *Philadelphia*, and acquaint them that the House expects them to attend the Committee of the whole House, at Ten a Clock To-morrow Morning, about a Petition sent by them to the House, concerning *Thomas Macnamara*; and that the said Persons acquaint the Petitioners of the City of *Philadelphia*, who desired Leave to bring in a Bill to enable the Corporation to raise Money for regulating the Streets and Wharffs, &c. in the said City, that they have Leave given them to bring in a Bill to enable the said Corporation to raise Money for the Service desired by the said Petition. Adjourned till Eight a Clock To-morrow Morning.

The House met, and the Members being called over, a Quorum appeared.

The Persons appointed last Night to acquaint the Mayor and Recorder of the City of *Philadelphia*, with the Order of the House, reported, That they had delivered the said Order accordingly, and that the Mayor acquainted them, they would attend the Committee this Morning.

And also, that they had spoken with some of the Petitioners, who desired Leave to bring in a Bill about the Streets and Wharffs, but had Mistaken the Order of the House in relation to the Message, therefore had directed the said Petitioners to

attend the House this Morning. Both which attended the House accordingly, and were fully heard.

The House then, according to the Order of Yesterday, resolved into a Committee of the whole House, to consider further of the Matters to them referred; and, after some further Progress therein, the Speaker assumed the Chair, and the Chairman acquainted the House, that the Committee had dispatched the Business before them and were come to certain Resolutions thereupon, which he read, and was agreed to by the House; but that they were informed of some other Aggrievances which were to be laid before the said Committee; who had therefore ordered him to move the House for Leave to sit again.

Resolved, That this House will, To-morrow Morning, at Nine a Clock, resolve into a Committee of the whole House, to consider of the said Aggrievances.

Ordered, That a Committee be appointed to prepare a Remonstrance to be sent to the Governor, containing the Substance of the said Resolves, and bring the same to the House this Afternoon, or Tomorrow Morning. Adjourned till Five a Clock, P.M.

The House met, and the Members being called over, a Quorum appeared.

The Committee appointed to prepare the Remonstrance to be sent to the Governor, brought the same to the House, where it was read, and debated; and, after some Amendments, was agreed to by the House, N.C.D. and ordered to be transcribed, and signed by the Speaker, and sent to the Governor.

Ordered, That, after the said Remonstrance is transcribed, it be brought to the House To-morrow Morning, to the Intent any Thing which may occur, and be agreed on in the Interim, may be added before it be signed by the Speaker. Adjourned till Nine a Clock To-morrow Morning.

The House met, and the Members being called over, a Quorum appeared.

A Remonstrance or Representation of the sundry Inhabitants of the City and County of *Philadelphia*, setting forth the great Abuses and irregular Behaviour of *Thomas Macnamara*, an Attorney at Law, and praying that the Assembly will lay the same before the Governor, with a Request that the said *Macnamara* may be prohibited from pleading in any of the Courts of this Province; was read in the House.

Ordered, That a Clause be added in the Remonstrance agreed on Yesterday, recommending the said Complaint to the

Governor's Consideration, and that a Copy of the said Representation be also sent him therewith.

The House being informed that the Governor is now come to Town.

Ordered, That *Griffith Jones*, *William Paxon*, and *Richard Hayes*, do wait upon the Governor, and acquaint him, that the House expected to have proceeded this Week upon the Bills laid before the late Lieutenant Governor; but being disappointed by the Governor's Occasions at *Newcastle*, the Assembly had proceeded upon those Bills, in order to adapt them to the Mind of the House, and also had proceeded upon the Consideration of some of the Grievances which they are ready to present to him by way of Remonstrance, when he will please to receive it; that divers of the Members are indisposed, and rendered incapable of further Service at present; therefore the House thought fit to acquaint him, that they inclined to adjourn till the eighteenth Instant, and in the mean Time do desire him to consider of the said Bills; and that if the Governor had any Thing to communicate, he will please to be expeditious therein, for that it being the last Day of the Week, and near the Middle of the Day, the House incline to adjourn in a short Time, in order to go to their respective Habitations.

The said Members returned, and reported, that they had delivered their Message to the Governor according to Order; who was pleased to assure them, he would take into his Consideration the said Bills, and what Aggrievances the House had, by their Remonstrance, to lay before him, against the Time of their next Meeting; and farther acquainted them, he had something preparing to lay before the Assembly, which he supposed would be ready by One a Clock; and would be ready to receive the said Remonstrance when he had sent what he intended to communicate to the House.

Stephen Gold, in a Message from the Governor, acquainted the House, that the Governor considered it would be inconvenient for the Country Members to wait so long as he before proposed, and that he would be ready to receive the Remonstrance in an Hour's Time.

Ordered, That a Transcript of the Complaint against *Thomas Macnamara* be forthwith expedited; which was done accordingly.

The said Transcript being finished, and the Remonstrance signed by the Speaker.

Ordered, That *John Roberts*, *John Cooke*, *William Lee*, *Henry Paxon*, *Ezra Croasdale*, *Samuel Levis*, and *Henry*

Lewis, do attend the Governor with the said Remonstrance, and the Address of the House, in answer to the Council's Application, together with the Copy of the Complaint or Representation against *Thomas Macnamara*.

Peter Stretch, and *George Plumley*, acquainted the House, That divers Persons, not allowed by Law, have presumed to make and sell Weights for weighing of Money, and that the said Weights are not stamped, but, upon Trial, are found to be false; and that *Caleb Ranstead*, a Turner by Trade, is one of the said Persons.

Ordered, That the said *Caleb Ranstead* be sent for in Custody of the Messenger attending this House, to answer at the Bar of the House for his Offence in the Premises; which being done accordingly, and he making Submission, received a Check from the Speaker for his Presumption, and was dismissed without Fees.

The Members appointed to attend the Governor, returned, and acquainted the House, that they had delivered the said Remonstrance, with the other Papers, according to Order; and that the Governor promised to consider of them; but desired that the House will adjourn till the first Day of *June* next, for that some extraordinary Business obliged him to go to *New-York*, and supposes he shall not be back till that Time: The said Members also brought from the Governor a Paper, signed by *James Logan*, which was read, and ordered to be read again when the House has more Leisure to consider it.

The Remonstrance is as followeth.

To CHARLES GOOKIN, Esq; Lieutenant Governor of
the Province of Pennsylvania.

The REMONSTRANCE, of the Representatives of the
Freemen of the said Province in Assembly met.

May it please the Governor,

THOUGH we expected that our Business, next after the passing the Act, would have been to enter upon the Consideration of such Objections as from thy late Speech we might reasonably suppose thou had to offer against the Bill of Courts, which, with the other Bills, formerly prepared, have been read, and recommended to thee by this House; yet finding ourselves deprived at present of that Expectation by thy Absence (which we must suppose to have been occasioned by great and urgent Business, or that the weighty Affairs of the Publick, at this Juncture, when the

legislative Authority were attending thy Pleasure, would have been preferred to any private, or Matters of lesser Moment) we thought it our Duty, and accordingly took this Opportunity, to enter upon the Consideration of some of the Grievances which the Inhabitants of this Province lie under; which, after a full and free Debate in this House, is agreed on by the following Resolves, N.C.D. which we think ourselves obliged, in all Humility, to lay before thee, requesting thy Concurrence, in removing and redressing the same, as far as in thee lies.

1. *Resolved*, That whereas the greatest Part of the antient and most substantial Inhabitants being such as conscientiously scruple to take Oaths, it is the Opinion of this House, that it is a very great Grievance to the Publick, as well as an Abuse to the said Inhabitants, that they are omitted to be impannelled to serve upon Inquests (as they have of late been, especially in the County of *Philadelphia*) because they cannot take an Oath; and such as can swear are generally returned, tho' some of them are Aliens, others no Freeholders, and many of them want other necessary Qualifications, which the Law makes as essential as Swearing to render them capable to pass upon Trials, where the Lives, Liberties, and Estates of the Queen's Subjects, are concerned.

2. *Resolved*, That inasmuch as it is generally known that the Proprietary, about the Year 1690, did mortgage this Province to *Philip Ford*, and his Heirs, whereby many Titles derived from the said Proprietary since that Time, are very precarious, and the People rendered unsafe in paying their Quitrents; therefore it is the Opinion of this House, that it is a very great Neglect that the People in general have not a certain Knowledge whether the said Mortgage is discharged, and how far they are secured from the Inconveniences which attend their Estates, by reason of that Incumbrance.

3. *Resolved*, That it is the Opinion of this House, that the Proprietary or his Deputy, granting Licences to Marry, is not incident to any Authority granted them by the royal Charter, nor warranted thereby, nor by any Power that we understand they have; but the granting of such Licences is contrary to Law, and of an evil Tendency, whereof many Instances may be given, particularly that of *Israel Taylor*, whose Daughter was like to have been stolen by Colour of a Licence, lately granted to one *James Barber*, of *Chester County*, in this Province.

4. Resolved, That it is the Opinion of this House, that the granting of Pardons to Criminals, and entering of *Noli prosequi*, as hath been used by the late Lieutenant Governor, without the Consent or Application of the Magistrates, before whom such Criminals have been, or were to be tried, is of evil Tendency, and a Grievance to the Publick, and eludes the Intent of divers good Laws, to the great Encouragement of Vice.

5. Resolved, That inasmuch as Complaint hath been made to this Assembly, that *Robert Ashton*, of *Philadelphia*, holds and exercises several offices, to wit, Town-Clerk of the City of *Philadelphia*, Clerk of the Peace for the County, Prothonotary of the Court of Common Pleas, and Prothonotary of the Supreme Court, &c. it is the Opinion of this House, that the said Offices ought to be executed by several Persons; for it is not consistent with Law that they should be left under the Management of any one Person; the Reasons are manifest from the Nature and different Trusts of each Office.

6. Resolved, That inasmuch as it appears by the Complaint of sundry Inhabitants of the County of *Bucks*, that the Magistrates and Grand Jury of that County, have laid a Tax upon the People without calling the Assessors to their Assistance, as the Law of this Province in that Case directs, and appropriated Part of it to the Use of the Poor, contrary to the express Direction of another Law of this Province, it is the Opinion of this House, that the above-mentioned Proceedings of the Justices and Grand Jury, are against the Rights of the Subjects, and a Subversion of the Laws.

7. Resolved, That it is the Opinion of this House, that the Justices, concerned in laying the said Taxes, or in ordering Money so to be raised upon the Queen's Subjects as aforesaid, ought to be removed from their respective Offices, and a speedy Stop put to their Proceedings in the Premises.

8. Resolved, That inasmuch as it is made appear, upon Complaint and Affidavit of one *David Bollard*, now, or late, of the said County of *Bucks*, that about two Years ago, he being brought before *Joseph Kirkbride*, one of the Justices of that County, to answer the Complaint of one *James Almond*, for a Debt under *Forty Shillings*, which the said Justice *Kirkbride* then determined, and exacted from the said *David* the Sum of *Three Shillings* and *Six-Pence* for giving Judgment therein, which the said *David* paid, over and above the Constables Fees, and Charge of the Warrant, before he was discharged: And further, the said Complainant affirmed, that

the said Justice *Kirkbride* did, at the same Time, and for like Judgment, exact and take of one *Jasper Terry*, of the said County, the like Sum of *Three Shillings* and *Six-pence*, which the said *Terry* paid, over and above the Charge of the Warrant and Execution. And moreover it is complained by *James Almond*, of the said County that he being brought before *Thomas Stevenson* another of the Justices of the said County of *Bucks*, to answer the Complaint of *Edmund Lonett*, for a Debt of *Twelve Shillings*, and the Complaint of *John Headly*, for a debt of *Twenty Shillings*, the said Justice gave Judgment against the said *Almond* upon both the said Complaints, and exacted *Two Shillings* and *Six-pence* for each Judgment, which the Complainant paid, over and above the Constables Fees, and Charge of Warrants; it is the Opinion of this House, that the said two Justices, *Kirkbride* and *Stevenson*, ought to be removed from their offices; and that Order be given to the Attorney General forthwith to prosecute them for their Extortion.

9. Resolved, That it being made appear to this House, upon the Complaint of several Representatives for the City and County of *Philadelphia*, that the Magistrates of the said County have refused to allow the Complainants to discount their County Rates towards their Wages, as the Law of this Province in such Case directs, and that some of the said Magistrates have given express Orders for the Collectors to distrain upon the said Complainants, who are Creditors to the County much more than their Rates amount to; it is the Opinion of this House, that the Proceedings of the said Magistrates are illegal and arbitrary, and against the Rights and Privileges of Assembly.

10. May it please the Governor, there was this Day, laid before the House, a Complaint of many of the Inhabitants of this City and County against one *Thomas Macnamara*, an Attorney at Law, for several Abuses and Misbehaviour which he is charged with; but inasmuch as the Nature and Consequence of the Charge is so well set forth in the said Complaint, we presume to lay a true Copy thereof before the Governor, earnestly desiring such Relief therein, and all other the Premises, as to Justice appertains.

Signed by Order of the House N.C.D.

DAVID LLOYD, *Speaker*.

Ordered, That *William Lee* do acquaint the Governor, that the House concedes to his Proposal of Adjournment; and accordingly adjourned till the first Day of *June* next.

THE House met, and the Speaker assuming the Chair, the Members were called over, and a Quorum appeared.

Ordered, That *John Cooke*, and *Daniel Williamson*, do wait upon the Governor, and acquaint him, that the Assembly is met, and ready to proceed upon Business.

They returned, and reported, that the Governor has received some Orders or Instructions from the Queen, which he intends to communicate to the House at Nine a Clock To-morrow Morning. Adjourned till Eight a Clock To-morrow Morning.

The House met, and the Speaker assuming the Chair, the Members were called over, and a Quorum appeared.

Ordered, That *Joshua Hoopes*, and *John Hood*, do wait upon the Governor, and acquaint him, that the House is met, and ready to attend him, to receive what he has to communicate from the Queen, when he shall think fit to appoint.

They returned, and reported, that the Governor will be ready in Half an Hour, and when ready, will acquaint the House therewith.

A Petition of several *Swedes*, antient Settlers and Inhabitants of this Government, complaining that their old Patents, whereby they held their Lands, have been fraudulently gotten from them by the Proprietary, or his Officers, and greater Quitrents exacted from them than at first they were obliged to pay, by the present Secretary, *James Logan*, who also reviles, abuses, and threatens them, and praying Relief of this Assembly in the Premises; was brought to the House and read, and ordered to be read again.

James Logan came and acquainted the House, that the Governor expected the Assembly to attend him forthwith at the Council-chamber.

And accordingly the Speaker, with the whole House, went to attend the Governor; and being returned, the Speaker assumed the Chair, and acquainted the House, That the Governor had made a Speech to the Assembly, and had delivered him a Letter from the Queen, for the furnishing a Quota of Men for an Expedition to *Canada*, and a Copy of the Queen's Instructions to Colonel *Vetch*, relating to the said Expedition; as also a Letter from several of the Inhabitants of *Newcastle*, requesting our Aid and Assistance against the common Enemy; but forasmuch as the Governor's Speech was not distinctly heard, and that he might be liable to mis-relate to the House; therefore,

Ordered, That *Griffith Jones*, and *William Paxon*, do wait upon the Governor, and acquaint him, that to prevent Mistakes, the House desire him to reduce the Substance of his Speech to Writing, and sent it to the House, who will forthwith proceed to the Consideration thereof.

They returned, and reported, that they had acquainted him accordingly; and that he was pleased to tell them, he will send it to the House in the Afternoon; adjourned till Three a Clock in the Afternoon.

The House met, and the Members being called over, a Quorum appeared.

Joseph Wilcox brought the Governor's Speech in Writing to the House (that had been delivered him by *Stephen Gold*) which was ordered to be read, and is as followeth.

GENTLEMEN,

"THE Queen, for the Good of her Subjects of the Provinces, has fitted out an Expedition, with great Expence, for the Re-taking *Newfoundland*, and for the conquest of *Canada*, and had intrusted Colonel *Vetch* with her Majesty's Letters to the respective Governors, and Instructions to agree on proper Measures for putting her Majesty's Designs in Execution. *Boston*, *Rhode-Island*, and *Connecticut*, have outdone her Majesty's Expectation; and I hope we shall not be wanting in our Duty.

The Quota for this Province is One Hundred and Fifty Men, besides Officers, to be victualled and paid as those of the other Governments; the Charge, I suppose, will amount to about *Four Thousand Pounds*.

Perhaps it may seem difficult to raise that Number of Men, in a County where most of the Inhabitants are obliged, by their Principles, not to make use of Arms; but if you will raise, for the Support of Government, the Sum demanded, I don't doubt getting the Number of Men, whose Principles allow the Use of them, and Commissioners may be appointed for Disposal of the Country's Money, that the People may be satisfied that the Money is applied to no other Use than this Expedition.

I must recommend to you the present Circumstances of the Three Lower Counties; you are not now falsely alarmed; *Newcastle* seems the only Place proper to make any Defence; I find them ready and willing to do any Thing in their Power for the Good of the Country, and look on themselves as a Frontier to you, tho' a weak One; and if they

perish, in all Probability your Destruction will not be far off; therefore, in my Opinion, it is your Interest they be furnished with all Things necessary to oppose the Enemy.

I have only to add, that as all private Affairs ought to be postponed to her Majesty's immediate Service, so it will not consist with my Duty to hearken to any Proposals, or enter on any Business with you, till her Majesty's Commands be complied with; and therefore desire you will give this affair all possible Dispatch."

Ordered, That *Francis Cooke*, and *Henry Lewis*, do wait upon the Governor, and desire to know what Answer he receiv'd from the Lieutenant Governor of *New-York*, to the Express lately sent him about the Privateers, who lately plundered the Town of *Lewes*, in *Sussex* County?

They returned, and acquainted the House, that they had delivered their Message to the Governor; who was pleased to tell them, he had received no Answer to the said Express.

Ordered, That the Queen's Letter be read in the House; which was done accordingly.

Ordered, That the Governor's Speech be again read, and debated by Paragraphs; which was done accordingly.

Ordered, That the farther Debate thereof be referred till To-morrow Morning. Adjourned till Nine a Clock To-morrow Morning.

The House met, and the Speaker assuming the Chair, the Members were called over, and a Quorum appeared.

A Petition of several Bakers, complaining that the present Established Assize of Bread is so large, that they cannot afford to comply therewith, unless they be allowed to make the Assize or Weight of Bread at the Rate or Price of *Six-pence per* Bushel upon the Price of Wheat more than the *Six-pence per* Bushel already allowed by Law; was brought to the House, and read, and ordered to be read again.

The Governor's Speech, in Relation to the raising of Money for the Expedition to *Canada*, was again read, and debated. Adjourned till Nine a Clock To-morrow Morning.

The House met, and the Speaker assuming the Chair, the Members were called over, and a Quorum appeared.

A Motion being made, that in regard the Business proposed by the Governor in his last Speech is a Matter of great Consequence, that therefore this House, or as many Members thereof as have Opportunity, may advise with as many of the principal Inhabitants of this Province, as conveniently they can, upon the Subject Matter of the Governor's

Speech, before the Assembly proceed to a full Resolution thereupon, and acquaint the House with the Inclinations of the said Inhabitants at the next Meeting; was agreed to by the House.

Adjourned till *Monday* next, at Two a Clock *Post Meridiem*, being the sixth Day of this Instant.

The House met, and the Speaker assuming the Chair, the Members were called over, and a Quorum appeared.

The Speaker acquainted the House, that he was informed that some of the chief Inhabitants of this Province, called *Quakers*, have had some Conference upon the Subject Matter of the Governor's Speech, but were come to no certain Conclusion or Result in the Premises, but were desirous to have a Conference with the Assembly, or some of the Members thereof; and that *Samuel Carpenter*, and some Others of the Governor's Council, with other Inhabitants, have had this Conference.

Ordered, That *Daniel Williamson*, and *Henry Lewis*, do go to the said *Samuel Carpenter*, and acquaint him, that the Assembly is ready to receive them, or any Thing which himself, and the rest concerned, have to communicate to the House.

They returned, and reported, that *Samuel Carpenter* declared, they had nothing to communicate to the Assembly as a House, but were willing to have a private Conference this Evening, or To-morrow Morning.

Divers others of the Members reported to the House, that they had conferred with some of the most principal Inhabitants upon the Subject Matter of the Governor's last Speech to the House, and found them generally averse to the raising of Money for the Uses proposed by the Governor. Adjourned till Eight a Clock To-morrow Morning.

The House met, and the Members being called over, a Quorum appeared.

Edward Shippen, and *James Logan*, in a Message from the Governor, acquainted the House, "That the *Indians* of *Conestogoe* had sent a Message to the Governor, acquainting him, that they were ready to go up to the *Five Nations*, in order to pay their Tribute, but expected that the Governor or Secretary would come to *Conestogoe*, that they might have a Conference with one of them, before they went up: That the Voyage will be expensive, and that the Governor had promised them an Answer this Week, that he had delay'd it as long as possible, that the House might come to a Result

on the other Business under their Consideration; but was now under a Necessity of laying it before the House, in order to give them a speedy Answer."

Resolved, That the House will take the said Message into Consideration.

Ordered, That *Daniel Williamson* go to the Secretary for the Lawbook.

William Biles acquainted the House, that himself, and divers other Members of this House, had, this Morning, a private Conference, with some others of the Governor's Council, of the People called *Quakers*, upon the Subject Matter of the Governor's Speech, and Proposal to the House about the Supply for the Expedition to *Canada*, viz, *Edward Shippen*, *Samuel Carpenter*, *Joseph Growdon*, *Caleb Pusey*, *Samuel Preston*, *Isaac Norris*, and *James Logan*, who were of Opinion, that the House ought not to raise Money for the said Expedition to *Canada*, but might very well make a Present, at this Juncture, of a Sum of Money to the Queen.

Ordered, That the Governor's Speech be again read; which was done accordingly:

And the Question being put, that a Supply be raised for the Expedition to *Canada*, according to his Proposal therein? *Passed in the Negative*.

Ordered, That the other Part of the Governor's Speech, relating to the Assisting the Inhabitants of *Newcastle*, be also read; which being done accordingly, and the Question put, that a Supply be raised for the said Inhabitants as proposed? *Passed in the Negative*.

A Motion being made, and the Question put, that the Sum of *Five Hundred Pounds* be raised as a Present for the Queen; and that the said Sum be accounted as part of her Revenue? *Carried in the Affirmative*.

Ordered, That a Committee be appointed to draw an Answer to the Governor's Speech by To-morrow Morning. Adjourned till Three a Clock, P.M.

The House met, and the Speaker assuming the Chair, the Members were called over, and a Quorum appeared.

The Governor's Message to the House this Morning, by *Edward Shippen*, and *James Logan*, was taken into Consideration; and, after the same was debated,

Ordered, That *Henry Paxton*, and *Thomas Hilbourn*, do wait upon the Governor, and acquaint him, that when the Treasurer was last with his Accounts before a Committee of the Assembly, a considerable Part of the last Tax was uncollected;

which, if gathered, it was supposed would pay the Debts of the Province, and to spare; that the House have since been given to understand, that the Collector of this County was to collect and pay in the Remainder or uncollected Part of the said Tax by the Fourteenth of the last Month, but what has been done in it, the House had yet to Account of; neither would the late Governor lay before the Assembly an Account of the last Treaties or Messages when requested by the House, as the Act enjoined him, which they now expect an Account of; that if, upon settling Accounts with the Treasurer, there shall be a Supply, over and above that is already appropriated by Law, the House will be ready to consent to any reasonable Proposal for the Disposal thereof, either to defray the Charge of the present intended Treaty, or otherwise as the Governor and Assembly shall agree; that in regard the Business now before the House is of great Moment, that the Governor will be pleased to order some other proper Person to treat with the *Indians* in his Stead, and to endeavour the Continuance of a good Correspondence with them.

They returned, and reported, that they had delivered the said Message; and that the Governor acquainted them, that the House may expect to hear from him To-morrow Morning. Adjourned till Eight a Clock To-morrow Morning.

The House met, and the Speaker assuming the Chair, the Members were called over, and a Quorum appeared.

The Committee appointed to draw an answer to the Governor's Speech of the second Instant, brought the said Answer to the House, where the same was read, and ordered to be transcribed.

The Speaker acquainted the House, that the Secretary, and another Member of Council, was ordered, last Night, to acquaint the Assembly, that there was an absolute Necessity for the Money to defray the Charge of going to treat with the *Indians* at *Conestogoe*, which must be this Week, because they are bound to go to those of the *Five Nations*, to whom they are Tributaries.

Whereupon it is ordered that the Speaker issue his Warrant to the Treasurer, for Payment of any Sum not exceeding *Fifteen Pounds*, new Currency, out of the Publick Stock, for making such Presents to the *Indians* as the Governor and his Council shall think fit upon this Occasion; as also for the Charge of the Journey.

The Address to the Governor being transcribed, was ordered to be signed by the Speaker, and sent to the Governor.

Ordered, That *Samuel Levis*, *John Cooke*, and *Samuel Beaks*, do wait upon the Governor, and deliver the said Address (together with the Speaker's Warrant to the Treasurer, for Payment of the Money ordered for the Charges of the *Indian Treaties*) which said Address is as followeth.

To CHARLES GOOKIN, Esq; by the Queen's royal
Approbation, Lieutenant Governor of the Province
of *Pennsylvania*, &c.

The ADDRESS of the Representatives of the Freemen of
the said Province in Assembly met, presented to
the Governor the 8th Day of *June*, 1709

May it please the Governor,

THY Speech of the second Instant, containing Matters of so great Importance, and affecting the Generality of the Inhabitants of this Province in their religious Perswasions, we thought it our Duty to confer with some of the most principal of them, which has occasioned our Answer to be thus long retarded.

We are very sensible that our gracious Sovereign, the Queen, has been at a vast Expence upon the Designs which the Governor is pleased to mention; and were it not that the raising Money to hire Men to fight (or kill one another) is Matter of Conscience to us, and against our religious Principles, we should not be wanting, according to our small Abilities, to contribute to those Designs.

We do not conceive ourselves more liable to Danger, by the ill Neighbourhood of the French at Canada, than our Neighbours of Maryland, Virginia, and the Three Lower Counties, which makes us apprehensive, that some disaffected to this Province, have misrepresented us to the Queen, whose Tenderness to us and our Principles, and Readiness to render her Subjects, of all Perswasions, easy and happy, engages us to pray for the long Continuance of her glorious Reign and Administration over us.

May it please the Governor, tho' we cannot for Conscience Sake comply with the furnishing a Supply for such Defence as thou proposes; yet in Point of Gratitude to the Queen, for her great and many Favours to us, we have resolved to raise a Present of Five Hundred Pounds, which we humbly hope she will be pleased to accept, as a Testimony of our unfeigned Loyalty, and thankful Acknowledgement, for her Grace

and Clemency towards us, and the rest of her Subjects; and tho' the Meanness of the Present be such as is unworthy of the Favour of her Acceptance (which, indeed, is caused not thro' Want of Good-will, and loyal Affection, but by Inability and Poverty, occasioned by great Losses, late Taxes mis-applied, Lowness of the Staple Commodities of the Country, great Damp upon Trade, and our Neighbours Non-compliance with the Queen's Proclamation for reducing the Coin; yet we hope she will be graciously pleased to regard the hearty and cordial Affections of us her poor Subjects, instead of a Present of Value; and to prevent Misapplication thereof, we have agreed that it shall be accounted Part of the Queen's Revenue.

We therefore humbly intreat the Governor to put a candid Construction upon our Proceedings, and represent us favourably to our Gracious Sovereign, the Queen, to whom, we trust, we shall ever approve ourselves (tho' poor) her most loyal and dutiful Subjects.

We are sorry Newcastle should be in such Danger as thy Speech intimates; but are very apprehensive, that if the Vice Admiral was more diligent in obliging the Men of War, allowed by the Queen for that Purpose, to scour the Coasts of those Robbers, both they at Newcastle, and those here, who depend on such Protection, would be better satisfied; and did not a Compliance with their Request fall under the same Objection as thy other Proposal, we should, next to that, give it the Preference, and have complied to the utmost with their Expectation.

Signed by Order of the House,

DAVID LLOYD, Speaker.

And then the House adjourned till Three a Clock, P.M.

The House met, and the Members being called over, a Quorum appeared.

The Members appointed to carry the Address to the Governor, reported to the House, that they had delivered the same, with the Speaker's Warrant, to the Treasurer, according to Order.

The *Swedes* Petition being again read.

Ordered, That a Copy thereof be laid before the Governor, requesting that the said Petitioners may be relieved. Adjourned till Eight a Clock To-morrow Morning.

The House met, and the Speaker assuming the Chair, the Members were called over, and a Quorum appeared.

Ordered, That *Griffith Jones*, *Joshua Carpenter*, and *Joshua*

Hoopes, do wait upon the Governor, and deliver him a Copy of the *Swedes* Petition, requesting him to give them speedy Relief; as also to know the Governor's Answer concerning our late Complaint against the Justices of *Bucks* County, and *Philadelphia*.

They returned, and reported, that they had endeavoured to speak with the Governor, but could not meet with him.

And, after sending other Messengers, who returned with the former Answer, that the Governor could not be found, the House adjourned till Three a Clock, P.M.

The House met, and the Members being called over, a Quorum appeared.

The Members appointed to attend the Governor with the Copy of the *Swedes* Petition, &c. reported to the House, that they had delivered their Message, with the said Copy, according to Order; and that the Governor was pleased to tell them, that he had told the Assembly already, that he would receive nothing from them till they had answered his Proposal about the Queen's Business. Whereupon the said Members told him, that there was nothing from the Governor before the House but what was already answered: And pressing to know what was done in the Business of the Justices of the County of *Bucks* and *Philadelphia*, he was pleased to tell them, that he had ordered, the Justices of *Bucks* to proceed and go on in their Business, notwithstanding the Accusation of the Assembly, who had condemned and judged them without Evidence of Hearing: And that there was Half a Dozen turbulent Persons in the House, disaffected to the Welfare and Prosperity of the Province, which, if they desire he would name to them, or to that Effect; and that for the Time to come, seeing Words were but Wind, he intended to receive no Messages from, nor send any to, the Assembly but in Writing. And being desired by the said Members to nominate the said disaffected Persons; he answered, he would not name them now but another Time, only that one was an old Man of *Bucks* County, whose Name was *William Biles*.

Samuel Carpenter, and *Caleb Pusey*, brought a written Message from the Governor, which was read and is as followeth.

The Governor's ANSWER to the Assembly's Address
June 9, 1709.

GENTLEMEN,

"HER Majesty's Commands to me, which I have laid before you, to have your necessary Assistance therein, as

they concern a Matter of the vastest Importance to the Security of all her Dominions here, so by them her Majesty's great Care and Tenderness to her Subjects appear to a Degree, that should incite all concerned, to lay hold on the Opportunity to express their Gratitude and Affection with the sincerest and most effectual Demonstrations that can be given.

The Glory of her Majesty's Reign has not appeared in any one Thing more eminently than in the excellent Improvement she has always made of the vast Supplies which her Subjects have, with the greatest Alacrity, raised to answer the publick Necessities, that have always been equal to them. These Supplies, Gentlemen, are not less than One Fifth Part, yearly, of all the Rents, of *Great-Britain*, besides many other Duties, all of which are readily paid by People of all Perswasions: because they know they are only employed to the Advantage of the Givers; and yet their Losses by Sea, and the Damp on their Trade, has been at least as great at Home as can be any where pretended in her Majesty's other Dominions.

I cannot therefore, without some Surprise, take Notice of your Neglect, in the Sum you have mentioned to me, as agreed on to be presented to her Majesty upon this valuable Opportunity now given you to show yourselves truly dutiful Subjects. Words alone, I assure you, Gentlemen, are not much valued by the Ministry at Home; and *Five Hundred Pounds* from *Pennsylvania*, will add to them but very little Weight. You say, that were it not that raising Money to hire Men to fight is against your religious Principles, you should not be wanting, according to your Abilities, to contribute to the Designs in Hand; but altho' you find a Scruple in Matters of War, no Conscience can be pleased to prevent you from dutifully offering to her Majesty, at a Time when her publick Necessities so much crave it, a Sum that may become you to give, as well as be, in some Measures, worthy her Majesty's Acceptance.

'tis certain, that in Time of so hazardous and expensive a War, most Countries concerned in it may have Reason to complain of a growing Poverty, the general Effects of War; yet notwithstanding all the Reasons assigned by you, which equally reach most other Places (the misapplying of Taxes only excepted, which, I have not yet found any one capable to explain to me) I hope this Country has not, as yet the greatest Reason of all others to complain: The Government

is small, it is true; but I cannot perceive that many labour under Want in it. However, if we have but little, let us freely give a suitable Part of it; let a reasonable Assessment of so much in the Pound be honestly laid (it need not, I believe, exceed *Four-pence*, or *Sixpence* at most, upon this important Occasion) and whatever the People's Estates be, the Tax will then be proportionable, and equal to Rich and Poor; and to make it easier, because Money is scarce, it may be sent in Provisions, which the Country may now be in a better Condition to spare.

To be short, Gentlemen, her Majesty's Subjects contribute largely every where to the Necessities of the Publick; and it can never be reconciled to a dutiful Affection in you, to exempt yourselves, as your present Offer is but little better than an Exemption; it is so very inconsiderable, that I cannot persuade myself to be Accessory to so great a Slight of her Majesty, as to assent to any Act for it: I therefore earnestly press you, as you tender your Duty to her Majesty, the Honour of the Province, your Safety and future Security, the Enjoyment of your present Privileges, and your own Reputation, to take this Matter again into your most serious Consideration; believe it to be of the highest Importance, not only to you, but your whole Profession; for tho' I perceive the Principal of those in this Place are for acting generously, and as becomes them, towards her Majesty, yet your Proceedings at this Time will, by many, be interpreted hereafter to affect them all."

CHARLES GOOKLIN.

Ordered, That the said Message be again read, and debated; which being done, and the Question put, that an additional Sum, to that already agreed on, be raised as the Governor proposes? *Passed in the Negative*.

The House then taking into Consideration, that the Governor, upon the Information of several eminent Persons, called *Quakers* (as he says) has charged divers Members of this House with being Turbulent Persons, and disaffected to the Government, with other severe Reflections;

Resolved, N.C.D. That the Charge is of a high Nature, and that therefore the Governor be requested to inform the House of the Names of the said Members, and the particular Charges against them; together also with the Names of their Accusers, to the End that proper Measures may be taken concerning them, and if found guilty of the Charge, they may be expelled

the House; and in this the House desire Satisfaction, before they proceed to other Business.

Ordered, That *John Cooke*, and *William Lee*, attend the Governor with the said Message immediately, and that it be delivered him in Writing.

They returned, and reported, that they had delivered the said Message according to Order, and the Governor was willing to wave giving Answer, but prest that the House would consider his last written Message, by which they understood him to mean the Answer he had sent to the Proposals of the House, in their Address about raising the Money intended for a Present to the Queen.

Ordered, That *Joseph Wilcox* draw a Reply to the said Answer, and bring it to the House To-morrow Morning. Ad-journed till Eight a Clock To-morrow Morning.

The House met, and the Members being called over, a Quorum appeared.

Ordered, That *Henry Paxon*, and *Samuel Levis*, do wait upon the Governor, and desire an Answer to the written Message sent him last Night.

They returned, and reported, that the Governor has nothing to say to it.

Joseph Wilcox brought the Reply, ordered to be drawn last Night, to the House, where the same was read; and, after some Amendments, was agreed to by the House, N.C.D. and ordered to be transcribed, and signed by the Speaker, and sent to the Governor, and is as followeth.

The Assembly's REPLY to the Governor's Answer, sent to the House the Ninth Instant.

May it please the Governor,

THY Answer to our Address of the eighth Instant, exciting us to augment the Present agreed on for the Queen, has been duly considered by this House, who have nothing to object against the excellent Improvement she has made of the Supplies raised by her Subjects, which, thou art pleased to say, are not less than a Fifth Part, yearly, of all the Rents of Great-Britain. This renders the Present we intended so very Diminutive in thy Estimation, that thou art surprized at our Neglect; but we hope, upon better Consideration, thou wilt be of another Opinion.

The Taxes in Great-Britain are upon the Profits or Income, not as here, upon the whole Estate itself; and we are apprehensive, by a Computation of former Taxes, that Two-pence,

or Two-pence Half-penny per Pound, of the late Currency, will be the least that can be raised on these Three poor Counties, to answer the Present we intended, with the incident Charges, which if the latter, we take to be as great, or a greater Tax than has been laid at one Time on the Subject of Great-Britain, in this or the last Reign. The most we have heard of has been One Fifth Part, or Four Shillings in the Pound, on the Rents and Incomes; at which Rate One Hundred Pounds Ground Rent per Annum pays Twenty Pounds; but by our Method of assessing, the same Rent, valued at twenty Years Purchase, or Two Thousand Pounds, must pay Twenty Pounds, Sixteen Shillings, and Eight-Pence. This is more than Words alone, and we think, how small soever the Sum may seem, it is evident it will be heavier on the People here, than it has been at any one Time on those mentioned; which, we suppose, would have excused the Smallness of our Present with the Queen, as coming from one of the meanest and poorest of her Colonies.

We grant most Countries concerned in War may, in some Sense, complain of Poverty, as the Effects of it, as well as we, who have shewn above, that we urged not that to excuse our Want of Generosity. And to explain what we mean by misapplying of Taxes, we must acquaint thee, that about three Years ago, a Tax was laid on this Province of Two-pence Half-penny per Pound, and an Impost and Excise upon some Goods imported and retailed, which was appropriated to certain Uses, (viz) Eight Hundred Pounds, with Half the Impost, to the Support of Government; this the late Lieutenant Governor received, with other Perquisites, which ought to be applied to the Support of Government, as the late Assembly signified to him in August last, whereunto we refer: The Money so appropriated, has (notwithstanding the express Words of the Act) been kept or misapplied by him, and he refused to give the last Assembly any Account thereof, which is a sufficient Caution to this House in the Premises: But we think it material to mention this, to shew that raising Money for Support of Government, as thou proposed in thy late Speech, has been done already, to a very considerable Value, and that the same has been paid to the said Evans, who ought to be responsible for the whole, or so much as has been applied to defray the publick Charges and Exigencies of Government, and do expect thee to take Care thereof; and that this was the Design of the Assembly, who granted the said Tax, whatever some may suggest to the contrary, both

the Words of that Law, and the Address of the same Assembly, in June 1706, signed by the then Speaker, Joseph Growdon, in answer to the Lieutenant Governor's Proposal for a Supply to raise Fortifications, are a sufficient Proof.

We hope it is manifest, and easily reconcilable to our Duty and Affection to the Queen, that what we would have presented her withal, was not so very inconsiderable, as to be little better than an Exemption. A small Handful of poor People, as we are, cannot be expected to do much, and where want of Ability is, we doubt not, our good Will would, with our gracious Queen, have been regarded; but seeing thou cannot assent to an Act for that Purpose, we cannot help it; tho' it is our Opinion, that by whatever Counsel thou may have been influenced in this Matter it would have behoved thee to consider how far thou (being a Fellow Subject) canst interpose between us and our Sovereign, and whether it is consistent with thy Duty to endeavour to bar up our Ways, and obstruct the Queen's Clemency towards us, her poor, but truly cordial Subjects.

Signed by Order of the House, N.C.D.

DAVID LLOYD, Speaker.

Ordered, That Francis Cooke, and William Lee, do wait upon the Governor with the said Reply. Adjourned till Three a Clock in the Afternoon.

The House met, and the Members being called over, and a Quorum appeared.

The Persons appointed to carry the Reply to the Governor, reported, that they had delivered the same, according to Order.

Ordered, That Henry Paxon, and Daniel Williamson, do attend the Governor, and desire to know whether he thinks fit to proceed farther to Business at this Time?

Ordered, That Thomas Pearson, and Henry Lewis, do go to the Treasurer, and desire him to put the publick Accounts in Order, and that he attend a Committee of this House with the said Accounts, at Eight a Clock To-morrow Morning.

A Motion being made, that an humble Address be drawn, and sent to the Queen from this Assembly, signifying the Reasons why this House cannot comply with the Request of the Lieutenant Governor, concerning the Supply for the Expedition to Canada:

Resolved, That the same be drawn accordingly; and the Speaker and Joseph Wilcox is desired to prepare and bring it to the House To-morrow Morning if possible.

The Members appointed to attend the Governor, returned, and acquainted the House, that they had delivered their Message according to Order; and that the Governor was pleased to acquaint them, that seeing the Assembly had not answered his Proposals about the Queen's Business, he intended to proceed no farther with them; but before they left him, he acquainted them, that he intended to advise with his Council, and that the House shall hear farther from him by Half an Hour after Ten a Clock To-morrow Morning. Adjourned till Eight a Clock To-Morrow Morning.

The House met, and the Members being called over, a Quorum appeared.

Richard Hill, and *Isaac Norris*, brought a written Message from the Governor, which was read, and is as followeth.

The Governor to the Assembly, June 11, 1709.

GENTLEMEN,

"WHAT I have so earnestly prest you to in the Matter now before us, as on the one Hand it was absolutely necessary in me, for the Discharge of my own Duty to her Majesty, in answer to her royal Letter, so on the other Hand I apprehend nothing could be more to your Advantage, than thus to put you upon an effectual Way of recommending yourselves to her Favor; but you look upon it as a Design in me to interpose between her Majesty and you, than which nothing has been farther from my Thoughts.

I shall not be against your proceeding in any Method that you can, with Reason, believe will recommend you there.

That Two-pence Half-penny per Pound, as laid here on the Value of Estates, is not at all equivalent to Four Shillings in the Pound on all yearly Rents, might be easily made appear; but I shall not now spent Time upon it, only must take Notice, that if you think fit to lay but that Assessment equally and justly, I have Reason to believe it will raise a Sum that will come better up to answer the End.

I question, Gentlemen, whether you ever had more at Stake than at this Time; and am of Opinion, that more than you seem to be apprehensive of depends on your present Resolutions: It is certain, you cannot more effectually gratify those, who desire a Dissolution of the present Government, than by not discharging your Duty at this Conjuncture, of which, I shall once more desire you seriously to consider, and come to full Resolutions without any Loss of Time."

CHARLES GOOKIN.

Ordered, That the Speaker grant *Joseph Wilcox* an Order upon the Treasurer for so much as now accrues due to him, for his present Service of the House as Clerk, according to the Agreement of this Assembly, being *Six Shillings per Day* old, or *Four Shillings* and *Six-pence* new Currency, being by Computation Thirty-two Days, amounting to *Seven Pounds Four Shillings*, new Currency; which was done accordingly.

The Governor's written Message being again read and debated.

Resolved, That it is the Opinion of this House, that forasmuch as the Governor has refused to give his Assent to the Proposals of this House for raising *Five Hundred Pounds* for the Queen; and also refused to proceed to other Business, till it is now so near the approaching Harvest, that the House cannot well enter upon the Consideration of it till their next Meeting; that therefore the Governor be acquainted with the Necessity the Assembly is under of adjourning till the Harvest is over; of which also they acquainted him Yesterday, and that they suppose this cannot prove an injurious Delay, because the Money intended to be raised was not designed for the Expedition to *Canada*, but to be a Part of the Queen's Revenue, and to be safely lodged here till the Queen shall be pleased to order the Disposal of it.

Ordered, That *Richard Hayes*, *John Cooke*, and *Ezra Croasdale*, do wait upon the Governor with a written Message, according to the said Resolve; and that he be thereby also desired to answer the late Request of this House, concerning the Members who are said to be turbulent Persons, and disaffected to the Government; and to inform the House also of the Names of their Accusers, which the Assembly desire to know before they proceed to other Business.

The Persons appointed to draw an Address to the Queen, brought the said Address to the House, where the same was read; and, after some Amendments, was agreed to by the House, N. C. D. and ordered to be transcribed, and signed by the Speaker, and sent to the Queen, with Duplicates, by the first good Opportunities.

The Members appointed to deliver the last Message from the House to the Governor, reported, that they had delivered the same, according to Order.

Stephen Gold brought an Answer from the Governor to one Part of the said Message, which was read, and is as followeth.

To the House of Representatives.

GENTLEMEN,

"I EXPECT the House shall not adjourn any longer than from Day to Day, till the Business, farther recommended to you this Morning, shall be issued."

Saturday, June 11. 1709.

CHARLES GOOKIN.

Ordered, That Daniel Williamson, John Cooke, Richard Hayes, Henry Paxon, and Ezra Croasdale, do attend the Governor, and acquaint him, that forasmuch as he has assured the House, that he will not proceed to the Consideration of any other Business till an Issue be put to his late Proposals, which will necessitate the greatest Part of the Members to give Attendance without doing any Thing for the Service of the Country, whilst a Bill for that Purpose is preparing; that the Drawing of the said Bill will take a considerable Time to effect; and that therefore he be desired to consent that the House may adjourn for some Time (by reason of the Harvest) and that they will endeavour to appoint a Committee to prepare the said Bill in the Interval.

The said Members reported, that they had delivered their Message to the Governor (at the Door of the Council-chamber) according to Order; and that the Governor was not pleased to consent to the proposed Adjournment at present, but assured them he will advise with his Council upon it, and that the House shall know his Mind on *Monday* Next. Adjourned till *Monday*, the thirteenth Instant, at Nine a Clock in the Morning.

The House met, and the Members being called over, a Quorum appeared.

Ordered, That William Paxon, John Cooke, and Daniel Williamson, do go to the Governor, and desire a full Answer to the last written Message, sent him on the eleventh Instant; and, that if the Governor give no satisfactory Answer to the House therein, but press the Business he last recommended of raising Two-pence Half-penny per Pound, that then they acquainted him, that the House is not willing to proceed to other Business till they have an Account of the Persons who accused several of the Members of this Assembly, and charged them with being turbulent and seditious Persons; and that there being now but a bare Quorum of the Members, nor likely to be more till after Harvest, the Assembly is of Opinion, that it will be hazardous, and not advisable, to put that Business to the Question till there be a fuller House.

They returned, and reported, that they had delivered their Message according to Order; and that the Governor was pleased to tell them, that he will not proceed to any other Business till that of the Queen's be first issued; neither was he pleased to give the House any Satisfaction, concerning the great Abuse of divers of their Members by the said Accusation, whereof he formerly acquainted some of the Members of this Assembly, tho' often requested by the House to nominate the Persons accused, and to inform the House of the special Matters charged against them, and by whom the said Charge will be made good.

Resolved, That the House will proceed upon the farther Consideration of the Governor's late Proposal the first Thing To-morrow Morning. Adjourned till Seven a Clock To-morrow Morning.

The House met, and the Members being called over, a Quorum appeared.

The Governor's last written Message, sent in the Morning of the eleven Instant, together with his Answer to the Messengers sent to attend him with a Message last Night, being again considered and debated in the House, occasioned the following Resolutions, *viz.*

Resolved, N. C. D. That this House cannot agree to the Governor's Proposals of raising Money, directly or indirectly, for the Expedition to *Canada*, for the Reasons formerly given.

Resolved, N. C. D. That the House do continue their Resolution of raising *Five Hundred Pounds* as a Present for the Queen, and do intend to prepare a Bill for that Purpose at their next Meeting, and not before, which they intend shall be on the fifteenth Day of *August* next.

Ordered, That *John Roberts*, *Richard Hayes*, and *Samuel Darke*, do wait upon the Governor with the said Resolves: Who returned, and reported, that they had delivered the same, according to Order.

The Number of Days which the Assembly hath served being computed by the Journal of the House, and it appearing, that in the Order granted *Joseph Wilcox* of the eleventh Instant, there is an Omission of three Days, which he has served as Clerk of this Assembly.

Ordered, That the Speaker issue an Order upon the Treasurer, to pay the said *Joseph Wilcox* *Twenty-two Shillings* and *Six-pence*, new Currency, for immediate Service to the House, omitted in the last Order, and accrued since.

Richard Heath's Account for *Thirteen Shillings*, and *Six-pence*, considered by the House.

Resolved, That he be referred to the Secretary, who employed him, for Satisfaction.

Ordered, That the Speaker be desired to sign a Warrant to the Treasurer, for the Door-keeper's Wages, being *Five Pounds, Eleven Shillings*, old Currency; and then the House adjourned till the Fifteenth Day of the Month called *August* next, unless the Governor think fit to request their Attendance sooner.

THE Governor having ordered the Sheriffs of the several Counties of this Province, and the City of *Philadelphia*, to summon the Representatives of the Freemen of the said Province, to meet him in Assembly this Day, divers of the said Representatives met accordingly; but not being a full House, the Members present agreed to meet again at Ten a Clock To-morrow Morning.

The House met, and the Members being called over, a Quorum appeared.

Ordered, That *Joshua Hoopes*, and *Abraham Bickley*, do wait upon the Governor, and acquaint him, that the House is met, and ready to proceed to Business.

They returned, and acquainted the House, they had delivered their Message according to Order; and that the Governor was pleased to tell them, he has something to communicate to the House when he can get his Council together, which he intended this Afternoon. Adjourned till Three a Clock, P. M.

The House met, and the Members being called over, a Quorum appeared.

James Logan, in a Message from the Governor acquainted the House, "That the Governor desired the House to attend him forthwith at the Council-chamber."

And accordingly the Speaker, with the whole House, went to attend the Governor; and being returned, the Speaker assumed the Chair, and reported, that the Governor had made a Speech to the Assembly, which he read, and promised to send a Copy thereof to the House as soon as it could be transcribed.

James Logan came again to the House in a Message from the Governor, and acquainted the Assembly, "That the Governor ordered him to give a Relation of the several Messages sent to the *Indians* at *Sasquehanna*; which he did; and farther informed the House, that the Governor's Indisposition obstructed his going up to *Conestogoe*, to visit the *Indians*, as he intended; therefore prest that the House will consider of a Present for them, to the Value of *Twenty-five Pounds*."

Which Relation being debated and considered.

Resolved, That altho' the Account given by the said *James Logan*, concerning the said Messages, is not satisfactory to this House, yet in regard the Chief of those *Indians* are come to Town, if any will credit the Publick with Goods that will suit the *Indians*, to the Value of *Twenty-five Pounds* (being the Sum proposed by the said *James Logan*, as sufficient for Presents for them at this Time) the same shall be re-paid out of the first Publick Money that shall be raised.

Whereupon *Abraham Bickley* offered to supply them accordingly; and *Griffith Jones*, and *John Cooke*, were ordered to acquaint the Governor therewith.

The said *James Logan* also delivered the Speaker a Copy of the Governor's Speech, which was ordered to be read, and is as followeth:

GENTLEMEN,

"THE Boldness of our Enemies this Summer, in plundering *Lews*, watering in our Bay, and founding it as they past along, is so remarkable, that it may justly give us Occasion to apprehend a nearer Visit; therefore, if Means cannot be immediately found to oppose such an Attempt with a sufficient Force, yet several other Things might be done if there were a Fund to defray necessary Charges upon an Emergency, that might in some Measure conduce to our greater Security; but at present we are so unprovided, that there is not Money to pay an Express on any Occasion. To supply this great Defect, I found myself obliged to call you together at this Time.

The Chiefs of several Nations of our *Indians* being now come in, there is an immediate Necessity also for a Supply to make them a reasonable Present. I need not inform you of how great an Importance it is to keep a good Correspondence with those People upon the easy Terms it has hitherto been done in this Government; Half of what you allowed for this Purpose has been expended on Messages, and the other Half at least in Provisions, so that nothing remains thereof for a Present.

I am sensible Money cannot be just now raised to answer this End; but you may find Means to procure Credit, so that they may not go away empty.

I must also now take Notice that there is no Manner of Provision for my own Support.

The Assemblies of this Province have too often had an Eye, in this Case, upon the Proprietary; but his late hard

Treatment, from some he had too far trusted, has utterly disabled him (were it in itself reasonable) to continue any such Provision; therefore it is necessary you immediately resolve to contribute what is proper in this Point, otherwise you must expect a Change that may prove more Chargeable.

What is truly necessary to be done for the general Good of the Publick, I will readily agree to; but must desire the shortest Methods may be taken to obtain this; and what I have now proposed to you, being of immediate Necessity, may be answered without any Manner of Delay.

Ordered, That the said Speech be again read, and debated, the first Business the House proceeds on To-morrow Morning. Adjourned till Seven a Clock To-morrow Morning.

The House met, and the Members being called over, a Quorum appeared.

The Members appointed last Night to acquaint the Governor that the House has procured Credit to Supply the *Indians* with a Present, to the Value of *Twenty-five Pounds*, proposed by the Secretary, reported, that they had informed him thereof accordingly.

Ordered, That the Governor's Speech be again read, and debated by Paragraphs; which being done accordingly.

Resolved, That the House do agree to raise a Supply for support of this Government, according to the Governor's Proposals; as also a Supply for his own Support, with all convenient Speed.

A Motion being made, and the Question put, that the Sum to be raised for Support of the Governor and Government be *Five Hundred Pounds*, of the present Currency? *Passed in the Affirmative*.

Resolved, That the Sum of *Two Hundred Pounds* thereof (besides the common Perquisites of Government) be appropriated to the Governor's own Support. Adjourned till Three a Clock, P. M.

The House met, and the Members being called over, a Quorum appeared.

Ordered, That *John Cooke*, and *Daniel Hoopes*, do go to the Treasurer, and enquire of him if the last Tax is all collected, and paid into his Hands?

They returned, and reported, that the Treasurer informed them, that he hath received no more than *Eight Pounds* (which was from the Sheriff of *Chester County*) since he last gave the House an Account of the Publick Money, which had come into his Hands by the said Tax.

Ordered, That *Joseph Wilcox* draw an Answer to the Governor's Speech, and bring it to the House To-morrow Morning. Adjourned till Eight a Clock To-morrow Morning.

The House met, and the Speaker assuming the Chair, the Members were called over, and a Quorum appeared.

Joseph Wilcox brought to the House an Answer drawn to the Governor's Speech, according to the Order of the House last Night, which was read; and, after some Amendments, was agreed to by the House, N. C. D. and ordered to be transcribed, and signed by the Speaker, and sent to the Governor, and is as followeth.

The Assembly's ANSWER to the Governor's Speech of the 27th of *July*, 1709.

May it please the Governor,

WE are heartily sorry for the Losses of our Neighbours at *Lewes*; and if Providence should permit the Enemy to come nearer, the Governor has been already acquainted how far the Generality of the People of this Providence can oppose such an Attempt.

We are credibly informed, that the Queen, out of her wonted Care for the Protection of her Subjects, in these Parts, as well as the Trade of the Bay and River, has ordered one of her Men of War, called the *Garland*, lately arrived at *Virginia*, to cruize between our Capes and *Cape Hatteras*, and provide a Sloop to tend him; so that it may be expected the Coast will soon be cleared of those Pirates.

We admire, that notwithstanding the great Sums which have been raised for the Support of this Government, and to defray the publick Exigences thereof, we are left so unprovided, as the Governor is pleased to mention: We cannot, without violating our Trust, but earnestly request the Governor's Assistance to call the late Governor and Secretary to Account, and that they may not be suffered to depart this Province before they render an Account, and make Satisfaction for that Money, which should have been applied for the Use of the Publick.

We have agreed, that over and above the Five Hundred Pounds, lately voted for the Queen, there shall be raised the Sum of Three Hundred Pounds, as a Fund, to pay for all necessary expresses, and defray some other publick Charge, whereof the Present now made to the Indians, at thy Request, will be Part.

In the next Place, we agreed to raise Two Hundred Pounds to augment those Perquisites that are properly applicable to

thy own Support, which we freely grant of our Benevolence, expecting no other Returns but thy candid Construction of our Proceedings, and hearty Concurrence in redressing the publick Grievances of this Province, divers of them having been heretofore laid before thee.

We return thee the Thanks of this House for the kind Assurance thou hast given us of thy Readiness to assent to what is necessary for the general Good, which, as it answers the true End, of Government, so must it necessarily gain the Hearts and Affections, as well as Purses, of the People under it, to whom a Change would then be very unacceptable.

We readily grant, that the shortest Methods to obtain this are the most desirable; and once more recommend to thy Consideration those Bills prepared by former Assemblies, and agreed to by this House, being about Eleven or Twelve in Number, viz. The Bill for establishing Courts, and regulating the exorbitant Fees of Officers, the Bill for settling Property, empowering religious Societies, &c. to buy and sell Lands; a supplementary Act for County Levies, &c. with the others, long since laid before the late Lieutenant Governor, whereunto we earnestly desire thy Concurrence, with what other reasonable Bills may be prepared by this Assembly; or otherwise, be pleased to let us know thy Objections to those Bills, and we shall readily agree to any reasonable Proposals of amendments to any of them with all possible Dispatch.

Signed by Order of the House of Representatives, N.C.D. July 29, 1709.

DAVID LLOYD, Speaker.

Ordered, That John Cooke, Samuel Levis, and Samuel Beaks, do carry the said Answer to the Governor; and also acquaint him with the Treasurer's Answer to the House Yesterday; and request him to dispatch the Bills lying before him.

They returned, and reported, that they had delivered their Message, according to Order; and that the Governor was pleased to tell them, he will speedily call the Collectors to Account; and also dispatch the Bills lying before him, as the House desires. Adjourned till Seven a Clock To-morrow Morning.

The House met, and the Members being called over, a Quorum appeared.

A motion being made, and the Question put, that the Governor's last Speech, and the Assembly's Answer, be sent to the Coffee-house for publick View? Passed in the Affirmative, N.C.D.

Ordered, That *William Paxson*, and *Abraham Bickley*, do wait upon Governor, and desire to know if he has yet considered of the Bills recommended to him by this House, to which the Assembly's Answer, Yesterday, referred; also to request him that the Deeds, whereby this Province has been reconveyed by *Philip Ford's* Executors to the Proprietary, or others in Trust for him, may be laid before this House.

They returned, and reported, that they had delivered their Message according to Order; and that the Governor was pleased to assure them, that the House shall hear from him some time this Day: And one of the said Messengers, brought from the Secretary a Copy of the Deeds of Reconveyance from the executors of *Philip Ford* for this Province which was forthwith ordered to be read in the House.

Ordered, That *Daniel Williamson* wait upon the Governor, and acquaint him, that the House has long waited to hear from him.

He returned, and reported, that the Governor will send to the House forthwith.

Richard Hill, and *James Logan*, brought a Written Message from The Governor, being a Reply to the Assembly's Answer to the Governor's Speech, which was read, and is as followeth.

The Governor's REPLY to the Assembly's Answer, dated the 29th of July, 1709.

GENTLEMEN,

"I HAVE been made sensible, it is true, that a great Part of the Inhabitants of this Province, cannot, in any Case, bear Arms, and therefore I have not proposed it to them: What I now offer is, that with a necessary Supply of Money, many Things might be done for our greater Security, without engaging any Man against his religious Perswasion.

I am entirely ignorant what Orders the Commander of the *Garland* has received, in relation to this Place, and should be glad to be informed by any that know: If her Station be certainly what you mention, a small Expence, from this Government, might render her more serviceable to us.

I am willing, Gentlemen, to assist in any Thing that becomes me in my Station, but know not well how to understand what you now propose to me. Colonel *Evans* affirms he received only what was directly allowed, by the Assembly, for his own Support, and thinks himself not at all accountable for it. The Secretary seems to admire what induced the House to name him upon this Occasion, there being none of it payable to him but for his own Services as an Officer.

I give you my Thanks for taking my Support into your Consideration; and hope, that a Resolution, on all Hands, to serve the Publick by the directest Methods, and to promote Unanimity and a good Understanding among the People, will render future Provisions of this Kind more easy; I shall be ready to agree (as I have told you) to any Thing consistent with my Duty, and the Trust reposed in me, beyond which I hope none will expect me to move.

I find several Bills that were sent up to the late Lieutenant Governor, but were not agree to, of which the principal seems to be the Bill of Courts; concerning this, I am to inform you, that tho' the Proprietary is not at all against the establishing of Courts by a Law, yet that I am obliged, by his Instructions, not to agree to those Points in that Bill, which break in either upon his Powers in Government, or his just Interest, with which I cannot see why a Bill for establishing Courts should interfere. I am informed also, that the whole Constitution of Courts, as laid down in that Bill, might be very much mended; all that is to be desired in this Case is, that the Courts be sufficiently settled, for the Ease and Security of the People, without grasping farther, and to such a Bill I shall readily agree.

A Regulation of Fees, I perceive, is extremely wanted, and ought to be done in a distinct Bill; many of those in the Bill of Courts seem to be too short, on the one Hand, as the excessive Demands of some Officers are extravagant on the other; all which ought to be moderately and reasonable settled; and to do it more effectually and expeditiously, a Committee ought to be appointed.

Tho' I have caused the Bills I have mentioned to be viewed, yet I cannot think it proper to consider them fully unless they were the Acts of this present House; and therefore have returned them to you, that you may make so many of them such, as you shall now think fit to propose to me; but I must earnestly press you to review them in such a Manner as may best facilitate their Dispatch, and prevent all Disputes that may obstruct the publick Good, I am willing, on my Part, to do my Duty; and therefore I hope you will be careful that nothing be offered to me which I cannot assent to, without a Violation of my Honour, and the Trust reposed in me.

You have found Means, for which I thank you, to provide at this Time for the *Indians*; but I hope the other Matters,

recommended to you, will not be deferred any longer than you find a real Necessity for it."

July 30, 1709.

CHARLES GOOKIN.

Ordered, That *Griffith Jones*, and *John Cooke*, do wait upon the Governor, and acquaint him, that his Objections to the Bill of Courts, mentioned in the Reply, are exprest in such general Terms, that the House do not understand to what Parts of the Bill they are to be applied; therefore desire he will please to give his Objections more particularly at our next Meeting, which we intend shall be on the fifteenth Day of *August* next.

They returned, and reported, that they had delivered their Message according to Order; and that the Governor was pleased to tell them, he will get the particular Objections ready by the Time the House proposes to meet again.

Ordered, That the Speaker sign an Order upon the Treasurer, to pay *Richard Newcomb* Five Shillings for immediate Service.

Ordered, That the Speaker be desired to prepare the Supply Bill, and bring it to the House at their next Sitting. Adjourned till the Fifteenth Day of the *Sixth Month August* next.

DIVERS of the Members of Assembly met, but a Quorum not appearing, the Members present agreed to meet again at Nine a Clock To-morrow Morning.

The House met, and the Speaker assuming the Chair, the Members were called over, and a Quorum appeared.

Ordered, That *John Cooke*, and *William Lee*, do wait upon the Governor, and acquaint him, that the House is met, and ready to proceed upon the Business; and also desire him to send the Bill of Courts, with his Objections, to the House.

They returned, and reported, that they had delivered their Message according to Order; and that the Governor was pleased to tell them, he will call his Council by Eleven a Clock this Afternoon, and will then send his Answer to the House.

The Speaker brought the Supply Bill to the House, which was read, and ordered to be read again in the Afternoon. Adjourned till Three a Clock, P. M.

The House met, and the Members being called over, a Quorum appeared.

Ordered, That as much of the Supply Bill as can be read and debated by Paragraphs this Afternoon shall be forth-

with proceeded on; which was done accordingly; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, and the Members being called over, a Quorum appeared.

Matthias Netsilius, and *Morton Mortonson* (two *Swedes*) came to the House, requesting an Answer to the *Swedes* Petition formerly laid before this Assembly; and being told that a Copy of their Petition was, long since, sent to the Governor, and their Case recommended to his serious Consideration by the House; they acquainted the House, that the *Swedes* intended, and resolved, in case they could not obtain Relief here, to make Application elsewhere.

Ordered, That *Joshua Hoopes*, *Abraham Bickley*, and *Henry Lewis*, do wait upon the Governor, and acquaint him, that some of the *Swedes* have been with the Assembly, requesting an Answer to their Petition, a Copy whereof the House lately sent to the Governor, therefore desire to know his Result and Conclusion thereupon; also to acquaint him, that the House waits to know his Objections to the Bill of Courts.

They returned, and reported, that they had delivered the said Messages, according to Order; to the first whereof, the Governor was pleased to tell them, that the Council will be together presently, to consider of the *Swedes* Petition, and that the House shall then hear from him upon that Head: He also delivered them a written Message to the House, relating to the Bill of Courts, which was read, and is as followeth.

From the Governor to the Assembly, a MESSAGE, August 16, 1709.

"THE Governor, to comply with the Assembly's Request, in relation to the Bill of Courts, has caused the most material Passages that passed between the Governor and Council, on the one Hand, and the Assembly of this Province, chosen in the year 1706, on the other, relating to that Bill, to be read, and finds the Objections, and Answers, and Debates, upon them, to be branched into so many Heads, that it would require more Time and Labour than can be now spared to consider them all; therefore he is of Opinion, that the most effectual Method would be, to take the essential Parts of the Bill, as they were drawn into the Ordinance, by which the present Courts are now established, into Consideration, and upon the Experience had, form the Practice of the Courts since that Time, to make such Alterations as

may appear most convenient for the Dispatch of Business, or necessary for the Publick Good, and to add such other Matters out of the Bill as will be of Use and Practice, and are necessary to be enacted into a Law, waving whatever has been the Subject of those long Debates; because, that without any of these Additions, it appears that Courts may be effectually settled, and Justice duly administered, which is to be all that is to be laboured for in the Case.

Some of the Alterations that are thought necessary to be made in that Part of the Bill, by which the Courts have been established, are represented to be these; That a more general Jurisdiction for the Provincial Court would be convenient; that the Courts of Equity ought to be held by other Persons than those who made up the Courts of Common Pleas; and that these last ought, in the County of *Philadelphia*, to be distinguished and divided from the Courts of Quarter-Sessions for the said County; besides which, 'tis probable, the Assembly may find some other Particulars fit to be reviewed.

The Governor is very desirous that a Bill of Fees, distinct from that of Courts, may be immediately proceeded upon by a Committee, as he before proposed; for he is of Opinion, with the Council, that it will be the safest Method to bring each distinct Matter into a separate Act, that in case one be rejected, the rest may not fall with it. He seriously recommends Dispatch to the House in all Things necessary for the Honour and Well-being of the Government, and that nothing be suffered to interfere with those great Ends."

CHARLES GOOKLIN.

Samuel Preston, in a Message from the Governor, acquainted the House, "That the Governor desires that the Message last sent him may be sent again in Writing."

Ordered, That *Joshua Hoopes* do wait upon the Governor with the said Message in Writing.

James Logan, in a Message from the Governor, acquainted the House, "That the Governor and Council expects a perfect Copy of the *Swedes* Petition, with the Hands of the Subscribers."

Resolved, That the House will answer the Governor's Request, either by sending him the Petition itself for his Perusal, or a Copy thereof by the Hands of the Subscribers. Adjourned till Three a Clock, P. M.

The House met, and the Members being called over, a Quorum appeared.

The *Swedes* came to the House, and gave an Account, that they had been with the Governor about the Matter of their Petition, but can get no Relief.

Ordered, That the *Swedes* attend the House To-morrow Morning, in order to know the Governor's Pleasure concerning them, after he has seen their Petition, with the Subscribers Hands thereunto.

Ordered, That *Joshua Carpenter*, *William Lee*, and *Samuel Levis*, do wait upon the Governor with the *Swedes* Petition, and a Copy of the Subscribers Names, which last they are to leave with the Governor, but that, after he has perused that said Petition, they bring the same again to the House.

They returned, and reported, that they had been with the Governor and had left with him a Copy of the Names of the Subscribers of the *Swedes* Petition; also, that they delivered him the said Petition, which, after he had read, he returned to them, and they now brought it back to the House.

Ordered, That *Joseph Wilcox* draw an Answer to the Governor's written Message (sent this Day to the House) and bring it To-morrow Morning. Adjourned till Eight a Clock To-morrow Morning.

The House met, and the Members being called over, a Quorum appeared.

Joseph Wilcox brought to the House an Answer to the Governor's written Message Yesterday, which was ordered to be read; and, after some Amendments, was agreed to by the House, N. C. D. and ordered to be transcribed, and signed by the Speaker, and sent to the Governor, and is as followeth.

The Assembly's ANSWER to the Governor's Message of the 16th of *August* brought to the House the 17th of the same Month.

May it please the Governor,

THO' the Debates between the Governor and the Assembly in the Year 1706, upon the Bill of Courts, were branched into many Heads, as thou art pleased to observe, yet we find that Assembly conceded to divers Amendments, then proposed, to accommodate it to the Governor's Mind, so that there remained only two Particulars to which they could not agree; and altho' we are of Opinion the Bill is better adapted to the Circumstances of this Province in general, according to the first Draught, yet we are also willing to agree to those Amendments; and if thou insist on the Particulars then objected

against, or any others, we desire to hear the Particulars, and we hope to give the full Satisfaction concerning them (instead of the Method thou proposes) without Loss of Time.

What Parts of that Bill were drawn into the Ordinance the Assembly, in general, are Strangers to; but are unanimously of Opinion, with the former Assemblies, that whilst the Representations of the People are ready to establish Courts by a Law, that the settling them up by Ordinance of the Governor and Council, and exacting Fees, as now practiced, is not warranted by the royal Charter (notwithstanding the Opinion of some to the contrary) but is so great an Aggrievance, that we must take Leave to assure thee of our Resolution to lay it before the Queen, unless thou prevent it by a speedy Redress before any other Matters be proceeded in.

Thou art pleased to tell us, that it appears the Courts may be effectually settled, and Justice duly administred, without any of these Additions contained in the Bill. We shall not now spend Time to trouble thee with the Complaints we find exhibited to the former Assemblies, of the Irregularities, as well as Injustice, committed by some of the Magistrates of those Courts, but are entirely of Opinion with these Assemblies, that the Methods proposed by the Bill, will be as Rules and Directions to the Justices, and enable them to controul (instead of being imposed on by) the Bar, which otherwise, through their Want of Skill in the Law, and Rules and Practice of the Courts in England, they may be liable to.

What thou proposes of a more general Jurisdiction for the Provincial Courts, we are of Opinion, is better provided for by the Bill we recommend, than perhaps has been well observed; and for the other two Particulars, we are ready to make the Reasonableness and Consistency of them plainly appear.

We are willing, according to the late Example of New-York, that, after the Courts are established by a Law, the Fees be settled in a distinct Bill, and shall appoint a Committee to prepare it accordingly, but are not apprehensive of any such Consequence as thou seems to fear, if the Bill be past together; because we conceive it in general to be well warranted by the Laws and Practice of England, as has been evidently made appear to the late Lieutenant Governor by that Assembly who prepared it.

Upon the whole, if thou art in good Earnest, as we really are, for the Dispatch of Business, we desire that the Ordinance, that Stumbling-block, may be cast no more in our

Way, the Continuance whereof is ill resented by the Country; but that thou will please to send us, speedily, thy Objections to the Bill, as thou gave us an Expectation at our last Adjournment.

Signed by Order of the House of Representatives, N. C. D.
August 18, 1709.

DAVID LLOYD, Speaker.

Ordered, That *John Cooke, Thomas Pearson, and Samuel Beaks*, do attend the Governor with the said Answer; and also desire to know what Answer the *Swedes* may expect to their Petition.

They returned, and reported, that they had delivered the said Answer according to Order; and also the Request of the House about the *Swedes* Petition; and that the Governor was pleased to tell them, that the said Petition did more properly concern the Commissioners of Property than himself. Adjourned till Three a Clock, P. M.

The House met, and the Members being called over, a Quorum appeared.

Ordered, That the Remainder of the Supply Bill be read, and debated by Paragraphs; which was done accordingly.

A Petition of *Francis Daniel Pastorius*, and divers other *Germans*, inhabiting this Province, desiring Leave to bring in a Bill to enable the said Petitioners to purchase, enjoy, and alienate Lands and Hereditaments, &c. was brought to the House, and read, and ordered to be read again. Adjourn'd till Eight a Clock To-morrow Morning.

The House met, and the Members being called over, a Quorum appeared.

A Petition of *Israel Taylor*, and *Joseph Taylor*, complaining, that *James Logan* refuses to make out a Warrant to the Surveyor, to enable the Petitioners to take up some Land due to them in the Right of their Father's Purchase long since, and praying that the said *James Logan* may be brought to Punishment for his said Refusal; also praying that an Act may be past, to enable the Inhabitants of this Province to obtain Justice against the Proprietary, in relation to their Lands, &c. as Occasion may require; was brought to the House, and read, and ordered to be read again.

Edward Shippen, Joseph Growdon, Richard Hill, Isaac Norris, and *James Logan*, in a Message from the Governor acquainted the House, "That the Governor is willing to concede to the Bill of Courts as the same was amended the Twenty-second of *February*, 1706, saving the two Objections

not then agreed on, *viz.* That of displacing Clerks for Misbehaviour, and the Magistrates granting of Licenses; on which Heads, they are willing to have a Conference, if the House thinks fit." Whereupon they withdrew; and, after a short Debate, the House

Resolved, That the said Persons (being Members of Council) be immediately re-admitted, and that the Conference, proposed upon the said two Objections, be forthwith proceeded on with them by a Committee of the whole House; which being done accordingly, after some Time spent therein, the Members of Council withdrew, and the Speaker assuming the Chair, reported to the House, That the said Counsellors insisted upon the Governor's commissionating the two Clerks of the Supreme Courts, and the Granting of Licenses, but willing the Judges shall nominate the said Clerks; and that the Courts of Quarter-Sessions shall recommend the Persons to be licenced for keeping of Publick-houses, but will not agree to those Particulars as proposed in the Bill. Adjourned till Three a Clock, P. M.

The House met, and the Members being called over, a Quorum appeared.

The Speaker's Report to the House, from the Conference in the Forenoon, being considered and debated, and the Question being put, That forasmuch as the Governor is willing that the Judges shall have the nominating of such Prothonotaries or Clerks of the Supreme Courts in this Province as shall be commissioned for those Officers, that the House do agree to the said Proposal, provided the Amendments, to be made in the Bill, oblige the Governor to commissionate the Persons so to be nominated, and no other? *Passed in the Affirmative.*

The Clause about licencing of Publick-houses, being also debated, and the Question being put, that a distinct Bill be prepared for the regulating Publick-houses, according to the Governor's Proposal of licencing none but such as shall be recommended by the Justices (*viz.*) for the City of *Philadelphia*, by the Mayor and Magistrates of the said City, in their Quarter-Sessions or Court of Record there; and for the several Counties of this Province, by the respective Justices, in their Quarter-Sessions in each County; and that no Licence shall be valid which is not grounded upon such Recommendation; but that as well the Writer of such Licence, as the Party keeping a Publick-house, by Colour thereof, shall be fined as such Act shall direct? *Passed in the Affirmative.*

Ordered, That *Griffith Jones*, *John Roberts*, *William Paxson*, and *Daniel Williamson*, do attend the Governor, and acquaint him with the Mind of the House in the Premises. Adjourned till Eight a Clock, To-morrow Morning.

The House met, and the Members being called over, a Quorum appeared.

The Members appointed to attend the Governor last Night, reported to the House, that they had delivered the Message sent by them according to Order; and that the Governor had promised them to call his Council together this Morning, and that the House shall then have an Answer.

James Logan, in a Message from the Governor, acquainted the House, "That the Governor cannot, readily, get the Council together, but had ordered him to assure the Assembly, that seeing they had agreed to the same Amendments to the Bill of Courts, which had been conceded to by the former Assembly, and some others, the Governor intended not farther to object against the said Bill, but desires the House to proceed upon it without farther Delay."

Ordered, That the Bill of Courts, and Regulation of Fees, be referred to be proceeded on by a Committee now appointed, who are to meet on *Monday* Morning next, being the Twenty-second Instant. Adjourned till the Twenty-third of this Instant.

The House met, and the Members being called over, a Quorum appeared.

Francis Cooke reported from the Committee appointed to proceed on the Consideration of the Bill of Courts, and Regulation of Fees, that the said Committee had made some Progress in the Regulation of Fees, which was read, and ordered a second Reading.

The Mayor and Recorder, with Alderman *Shippen*, came to the House, in Behalf of the Corporation of *Philadelphia*, and signified that the Common Council of the said City had ordered them to move the Assembly for Leave to bring in a Bill to confirm the City Charter; and to enable the said Corporation to raise Money for repairing of Streets, and Wharffs, and doing of other necessary Things for the Service of the said Corporation. And being withdrawn,

Ordered, That the said Persons bring the said Request to the House in Writing, by Way of Petition, signed by the Mayor; and *Abraham Bickley*, and *William Lee*, are desired to give the Mayor Notice thereof.

The Speaker brought to the House a Clause to be added to the Supply Bill, for an Impost upon *Negroes*, to continue for three Years; which being read, and debated, and the

Question being put, that the same be added to the Bill? *Passed in the Affirmative.*

Adjourned till Three a Clock, P. M.

The House met, and the Members being called over, a Quorum appeared.

The Report of the Committee, about the Regulation of Fees, being again read, and debated, and the Question put, that the House do agree with the said Report? *Passed in the Affirmative.*

Ordered, That a Committee be appointed to draw up a distinct Bill for the settling the Fees of Officers as now regulated, and bring the same to the House as soon as drawn. Adjourned till Eight a Clock To-morrow Morning.

The House met, and the Members being called over, a Quorum appeared.

Ordered, That *William Biles*, who formerly paid *Nicholas Rosogan* the Sum of *Three Pounds, Eight Shillings*, late Currency (as he faith) for his Service as Door-keeper of the Assembly, have an Order from the Speaker upon the Treasurer of this Province for the said Sum, out of the Publick Money in his Hands.

The Clause in the Bill of Courts, relating to Publick-houses, being read, and a Debate arising thereupon,

Resolved, That the said Clause be wholly omitted in the said Bill, and that a distinct Bill be prepared for the regulating and licencing such Houses. Adjourned till Two a Clock, *post Meridiem.*

The House met, and the Members being called over, a Quorum appeared.

Ordered, That the Supply Bill be read the second Time, which was done accordingly.

The Committee appointed to draw the Bill for the Regulation of Fees, brought the said Bill to the House, where the same was read the first Time, and ordered a second Reading.

A Petition of sundry Inhabitants of the City of *Philadelphia*, complaining that several Landlords of whom the Petitioners are Renters, do exact the said Rents in the new Currency, tho' the Contracts made for such Rents were before the first of *May* last, contrary (as the said Petitioners conceive) to a late Act of Assembly of this Province, and praying Relief therein; was read, and ordered to be read again. Adjourned till Eight a Clock To-morrow Morning.

The House met, and the Members being called over, a Quorum appeared.

A Petition of the Mayor and Commonalty of *Philadelphia*, desiring Leave to bring in a Bill for Confirmation of their Charter, &c. was brought to the House, and read, and ordered to be read again.

Ordered, That a Bill for Regulation of Fees be examined, and read the second Time, which was done accordingly, and ordered to be ingrossed.

The said Bill being ingrossed,

Ordered, That *Samuel Dark*, *Henry Lewis*, and *Abraham Bickley*, do carry the same forthwith to the Governor for his Concurrence. Adjourned till Three a Clock, P. M.

The House met, and the Members being called over, a Quorum appeared.

The Persons appointed to deliver the Bill for Regulation of Fees to the Governor, reported, that they had been at his Lodgings, and understanding he was not in Town, had left the said Bill with the Secretary.

Whereupon one of the Members coming into the House, gave Information that the Governor is just now come to Town.

Ordered, That *Joshua Hoopes*, *John Hood*, *William Lee*, and *Abraham Bickley*, do wait upon the Governor, and acquaint him, that the Bills for establishing Courts, and Regulation of Fees, having been, in his Absence, left with the Secretary, the House desire he will send for the said Bills, in order to consider them, and let the Assembly know his Result upon them with all possible Speed.

They returned, and reported, that they met with the Governor in Council, and that the Bills were then lying before them.

Ordered, That the Bill for empowering religious Societies, &c. to buy and sell Lands, and the Bill for regulating Publick-houses, be read, the second Time, which was done accordingly, and ordered to be ingrossed. Adjourned till Eight a Clock To-morrow Morning.

The House met, and the Members being called over, a Quorum appeared.

Edward Shippen, and *Caleb Pusey*, in a Message from the Governor, acquainted the House, "That the Governor conceived that the Bill of Courts was not altered according to the Agreement of the House, and desired it might be done accordingly."

Whereupon the Speaker acquainted them, that, to the best of his Memory, it was done according to Agreement, save in two Particulars, *viz.* That of removing Judges, and that about Bankrupts, which was formerly agreed to be brought in distinct Bills; which Bills, the House not having Time now to

prepare, had left those Particulars in this Bill, with some Amendments, being of Opinion, that the Bill will not be the more unfit to pass on that Account; but that, if the Governor be otherwise minded, the House will yet bring them in distinct Bills; and therefore desire them to acquaint the Governor therewith.

The two Bills (*viz.*) One for empowering religious Societies, &c. to buy and sell Lands; and the other for regulating Public-houses, and that no such shall be kept without License, being ingrossed, were brought to the House, and read, and the Question being put, that the House do agree to the said Bills? *Passed in the Affirmative*, N. C. D.

Ordered, That *Francis Cooke, Ezra Croasdale, William Bartram, and William Lee*, do wait upon the Governor, and present the said Bill. Adjourned till Three a Clock, P. M.

The House met, and the Members being called over, a Quorum appeared.

The Members appointed to deliver the two Bills to the Governor, reported, that they had delivered them according to Order.

Ordered, That the Bill, intituled, *A Supplementary Act for the more effectual raising of Levies in the several Counties of this Province, and the City of Philadelphia, and appropriat-the same*, be read, the second Time, which was done accordingly.

Ordered, That the said Bill be ingorssed.

The Petition of the Mayor and Commonalty of the City of *Philadelphia* being again read, and debated;

Ordered, That Leave be given them to bring in a Bill, as requested in their said Petition; and *Griffith Jones* is desired to acquaint the Mayor therewith.

A Motion being made, that the Grievances complained of to this Assembly, by several Petitions, may be taken into Consideration;

Resolved, That the House will, forthwith, resolve into a Committee of the whole House, to consider of the said Grievances:

And accordingly the House resolved into a Committee of the whole House, to consider the same; and, after some Time spent therein, the Speaker assumed the Chair, and *William Biles* reported from the said Committee, that they had made some Progress in the Matters referred to them, but had not Time to finish it; therefore the Committee had ordered him to move the House for Leave to sit again.

Resolved, That this House will, on *Tuesday* next, being the Thirteenth of this Instant, at Nine a Clock, resolve into a Committee of the whole House, to consider farther of the said Grievances. Adjourned till Eight a Clock To-morrow Morning.

The House met, and the Members being called over, a Quorum appeared.

James Logan, and *Caleb Pusey*, came to the House, and declared, that the Governor sent them to shew what Parts of the Bill of Courts were not modelled according to the Governor's Expectation; whereupon they had Leave from the Speaker to proceed; and, after a considerable Time spent in hearing them, and the Speaker, and others, endeavoring to make the Reasonableness of the Bill, as now amended, appear; and withal declaring, that if the same was not in every Particular amended according to the Assembly's Proposal to the Governor, the House is ready to do it; the said Persons withdrew; and the House adjourned till the Day called *Monday* next, at Three a Clock, P. M.

The House met, and the Speaker assuming the Chair, the Members were called over, and a Quorum appeared.

Ordered, That *Daniel Williamson*, and *Abraham Bickley*, do wait upon the Governor, and desire to know his Result upon the Conference the House had with the two Members of Council on *Seventh Day* last.

They returned, and reported that they had delivered their Message; and that the Governor had done nothing in it, but would call his Council To-Night, and the House might expect to hear from him To-morrow Morning. Adjourned till Eight a Clock To-morrow Morning.

The House met, and the Members being called over, a Quorum appeared.

Daniel Williamson acquainted the House, that since the Adjournment last Night, he met with the Secretary, who told him, that the Governor cannot yet get the Council together; but purposed to get them together this Morning, and that the House might expect to hear from him before Noon.

The Bill to enable the *Germans* to purchase and hold Lands, &c. was read the second Time, and ordered to be ingrossed.

The House then, according to the Order of the Twenty-sixth Instant, resolved into a Committee of the whole House, to consider farther of the Grievances to them referred; and, after some Time spent therein, the Speaker assumed the Chair, and the Chairman reported, That the Committee had come to

certain Resolutions concerning the Matters referred to them, which being reported, were agreed to by the House.

James Logan brought from the Governor the Objections he still insisted on against the Bill of Courts; which being read, the House conceded to several of them; but resolved still to insist that Costs be allowed upon arresting a Freeholder, as proposed in the Bill; and that all such Writs as the former Law made grantable by the Justices, be still grantable by them, and not from the Clerks Office, but as the Bill proposes: That the House cannot agree to the Exception (*whereby a Freeholder is liable to be arrested*) in any other Case but that of the Queen. Adjourned till Three a Clock, P. M.

The House met, and the Members being called over, a Quorum appeared.

Francis Daniel Pastorius, and several other *Germans*, being, upon their Request, admitted into the House, did, in the Behalf of themselves, and of all the *Germans* named in the Bill, for enabling them to purchase and hold Lands, &c. return thankful Acknowledgments to the House, for their Care in making so good a Progress as they understood was done about the said Bill, and desired the Continuance of the Assembly's Care therein.

Ordered, That *John Roberts*, *Thomas Pearson*, and *Samuel Beaks*, do attend the Governor, and acquaint him, that the Assembly have conceded to most of the Amendments he proposed this Morning, which they have done more out of an earnest Desire to have the Courts established by a Law, than from an Opinion that the Bill is better without them; therefore desire that the Governor will now be pleased to pass it without any farther Objections, for that the House is weary of these Delays, and long Attendance thereon, and are very desirous to be about their own private Occasions. Adjourned till Eight a Clock To-morrow Morning.

The House met, and the Members being called over, a Quorum appeared.

The Members appointed to attend the Governor last Night, reported, that they had delivered their Message, according to Order.

Ordered, That the *German Bill*, and supplementary Act for County Levies (now ingrossed) be read the third Time, which was done accordingly; and the Question being put, that the said Bills do pass? *Passed in the Affirmative*, N. C. D.

Ordered, That *John Cooke*, *William Lee*, and *Joshua Hoopes*, do attend the Governor with the said Bills.

They returned, and reported, that they had delivered them to the Governor, according to Order. Adjourned till Two a Clock, P. M.

The House met, and the Members being called over, a Quorum appeared.

The Committee appointed to revise the Supply Bill, and to add some Clauses thereunto, reported, that the same was finished, according to Order; which being read, was approved by the House. Adjourned till Nine a Clock To-morrow Morning.

The House met, and the Members being called over, a Quorum appeared.

Ordered, That *John Hood*, and *Thomas Hilborn*, do go to the Governor, and acquaint him, that the House is waiting for his Answer upon the Bill of Courts, and the Bill of Fees, lying before him, being willing to adjourn.

They returned, and reported, that they had delivered their Message, according to Order; and that the Governor was pleased to tell them, that the Bill of Courts will pass, and that he had ordered two Members of Council to attend the House this Morning with the said Bill, in order fully to settle it; he also desired that the House would appoint a Committee to confer with a Committee of the Council upon the Bill of Fees; that he is willing the House shall adjourn as they propose, and that the Fees may be settled in the Interval.

Caleb Pusey, and *Samuel Preston*, in a Message from the Governor, acquainted the House, "That the Governor is willing to concede to all the Amendments last proposed by the House to the Bill of Courts, save only that of making the Writs and Process grantable by the Justices; that the Governor agrees to the Proposal of Adjournment; and that, in the Interval, the said Bill may be ingrossed, and a Committee of the House, with a Committee of the Council, may inspect and settle the Bill of Fees.

Whereupon the Speaker, with some other Members, endeavoured to convince the said two Members of Council of the Reasonableness of the Assembly's Proposal, about the Justices granting the Writs and Process, to their Satisfaction; who declared, the Reasons given were of such Weight, that they believed the insisting thereon would be no Obstruction to the Passing of the Bill; for the effecting whereof, they would use their Endeavours with the Governor.

Ordered, That *Henry Lewis*, and *Samuel Beaks*, do attend the Governor, and acquaint him, that the Assembly have condescended to accommodate the Bill of Courts to the Governor's Mind so far as they possibly can, having agreed that the

Clause about Attornies shall be wholly omitted, and instead thereof, that the Law about Court Proceedings and Summons, made in the Year 1700, and not rejected by the Queen, may be enforced, as that which will best suit the Minds of the People; that the Clause formerly razed in the Provision made, for arresting a Freeholder, not worth *One Hundred Pounds*, be kept in the Bill, as desired by the Governor; that Judgment in the Six Weeks Courts be as proposed in the Bill; but that two Justices at the least be made necessary to sit in those Courts; that the issuing of Process, as formerly, is more agreeable to the Bill, as well as to the Law of this Province, passed in the Year 1700, directing the Forms of Writs (not rejected by the Queen) whereof the two Members of Council, sent to the House this Morning, were fully satisfied; and that the Clause about Orphans Courts is already amended as the Governor proposed, and according to the Answer of the Assembly the 22nd Day of *February*, 1706; that the House have appointed a Committee, according to the Governor's Proposal, who are ordered to attend him, or such as he shall appoint, to confer upon the Bill of Fees; which Conference the House earnestly desire may be this Afternoon.

They returned, and reported, that they had delivered their Message according to Order; and that the Governor was pleased to tell them, he cannot appoint a Meeting with the Committee upon the Conference this Afternoon, but will call his Council to consult upon the Message they now brought from the House. Adjourned till the Twenty-first Instant at Two a Clock, P. M.

The House met, and the Members being called over, a Quorum appeared.

Ordered, That *William Paxton*, and *Richard Hayes*, do attend the Governor, and acquaint him, that the Assembly is met, and ready to proceed to Business.

They returned, and reported, that they had delivered their Message according to Order. Adjourned till Eight a Clock Tomorrow Morning.

The House met, and the Speaker assuming the Chair, the Members were called over, and a Quorum appeared.

Ordered, That *Joseph Wilcox*, *Abraham Bickley*, *John Hood*, and *Joshua Hoopes*, do wait upon the Governor, and acquaint him, that this Assembly have conceded to divers Alterations in the Bill of Courts to accommodate it to the Governor's Mind, and that the Courts of Judicature may be settled and held by a Law; that many of those Things, which were left out of the Bill, was not because the Assembly were of Opinion the Bill was better without them, but, on the contrary, it was their

Judgment they ought still to have been in the Bill; that the Alteration of the Proprietary's Circumstances from what they appeared to be when the Bill was first drawn, seemed to favour some other Alterations, now agreed to by the House, particularly about the Fines; for that 'was then supposed he was about to surrender the Government, and in that Case, it was necessary the Fines should have been appropriated as they were proposed by the Bill; but that since the House conceived that Intention, and the Business then in Chancery, between him and *Ford*, to be over, they had now consented those Things should be altered, and this they desired the Governor to take Notice of as an Apology and Vindication of this Assembly, on Account of the Alterations they had now agreed to: And they are farther to acquaint him, that the Governor, in answer to a Message from this House of the first of this Instant, to know his Pleasure on the Bill of Courts and Fees lying before him, was pleased to assure the Messengers, then sent, that the Bill of Courts should pass; and that the two Members of Council, *viz. Caleb Paxson*, and *Samuel Preston*, whom the Governor ordered thereupon to attend the Assembly with the said Bill, did signify to the House that all was consented to, save that the Governor still inclined that the Writs and Process should issue out of the Clerk's or Prothonotary's Office; but that upon some Debate the House then had with the said Members, they seemed to be convinced of the Reasonableness of the Method proposed in the Bill, seeming to be satisfied, that if the Assembly insisted on that Method, it would not obstruct the Passing of it, and that they would use their Endeavours to satisfy the Governor of the Reasonableness thereof; that the Governor was pleased to order that during the Assembly's Adjournment, the Bill might be ingrossed, which had been near done by this Time; but that to the great Surprise of the House, and in a Matter they highly resented, being contrary to the Assurance then given them by the Governor, the Speaker had acquainted the House, that on the Fifteenth Day of this Instant, and not before, the Secretary had brought him the said Bill of Courts defaced and interlined in many Places by *Robert Ashton* (as was supposed by the Hand) and that, together with the Bill, the Secretary had delivered the Speaker a large List of new Objections to the said Bill (which the said Members were ordered to shew the Governor) and which, the House hoped was not done by his Order; that the Assembly understood that the Governor has sent the said Bill to the Attorney General and *Robert Ashton* only

to get the Blanks filled, which had been left for the Times of the Sitting of the Courts in each County, which was done, but instead thereof the said Objections, Defacings, and Interlineations; that the Governor's Mind is now desired upon the said Bill, and that a Conference may be also had upon the settling the Fees, by the exacting whereof, as now practised, the Country is greatly oppressed; therefore that those Bills with the other Bills now before the Governor, and also the Supply Bill, may be passed, and that the House may not spend so much Time as they have done without any other Effect than the having one single Act passed, the Governor is earnestly requested to signify his Result in the Premises with all possible Expedition, that more Time may not be lost.

The said Members returned, and reported, that they had delivered their Message, according to Order; and that the Governor was pleased to acquaint them, that as to the Alterations, Defacing, or new Objections to the Bill of Courts, he knew nothing of it, nor had given any Orders to the Attorney General or Prothonotary to make any Manner of Alteration in the Sense or Substance of the said Bill, but only to mend any particular Word or Words, if, upon scanning the Bill, he find any just Occasion, whereby the Scope of the Passage or Matter intended might be more aptly expressed; and that therefore the Prothonotary himself must answer for his so doing; that he will speedily call his Council, and come to a Result upon the Bill of Courts, which he will communicate to the House; and also appoint a Conference about settling the Fees, which, he is of Opinion, will be a better and more expeditious Way than to debate it in Writing. Adjourned till Three a Clock, P. M.

The House met, and the Members being called over, a Quorum appeared.

The House (after having waited to hear from the Governor a considerable Time) being informed that the Council were not got together, not like to meet this Afternoon, adjourned till Eight a Clock To-morrow Morning.

The House met, and the Members being called over a Quorum appeared.

Ordered, That *John Cooke*, and *Henry Lewis*, do attend the Governor, and acquaint him, that the House has waited Yesterday in the Afternoon and this Morning for his Answer to the Message sent him Yesterday Morning; therefore do desire to know when they may expect it.

They returned, and reported, that they had delivered their Message, according to Order; and that the Governor, acquaint-

ed them, that he cannot yet get his Council together, but expects them suddenly, and that the House shall hear from him with all possible Speed.

A Bill for establishing a Ferry, over the River *Delaware*, between *New-Bristol* and *Burlington*, was brought to the House by *John Scotcher*, and read the first Time, and ordered to be read again. Adjourned till Three a Clock, P. M.

The House met, and the Members being called over, a Quorum appeared.

The House being informed that *Samuel Preston*, and *James Logan* (two Members of Council) were coming with a Message from the Governor to the Assembly after the Adjournment in the Morning;

Ordered, That *Daniel Williamson* do go to the said Persons, and acquaint them, that the House is met, and ready to receive their Message.

Who returned, and reported, that they will come to the House in a short Time.

Ordered, That the Bill for establishing a Ferry over the River *Delaware*, between *New-Bristol* and *Burlington*, be read the second Time, which was done accordingly.

Samuel Preston, and *James Logan*, in a Message from the Governor, acquainted the House, "That the Governor having received a Message from the Assembly, consisting of two Branches; the one, that the Writs, Summons, &c. may be grantable by the Justices; and the other, that a Committee of the Council be appointed to confer with a Committee of the Assembly about the Fees; is desirous that the House will not insist too much upon the first Branch; but as to the second, is willing that a Conference be appointed as has been formerly agreed."

Whereupon the Speaker proposed that it might be this Evening; and the said Members (after having promised to acquaint the Governor therewith) withdrew.

Ordered, That *John Cooke* go to the Secretary, and enquire if the Council be ready to proceed to the said Conference, and at what Place a Committee of this House shall meet them.

Who returned, and reported, that the Secretary told him, he cannot get the Council to attend this Afternoon, but will use his Endeavours to get them together by Seven a Clock To-morrow Morning. Adjourned till Eight a Clock To-morrow Morning.

The House met, and the Members being called over, a Quorum appeared.

Ordered, That *Griffith Jones, Ezra Croasdale, and Samuel Levis*, do go to the Governor, and acquaint him, that the House appointed a Committee to join with such as he had appointed to confer upon the Bill of Fees; and desired to know where and when the Committee appointed by the Assembly shall meet them, which the House submits to the Governor's Direction, so as it be not in the Secretary's Chamber, because of the Straitness of the Room, and his being an Officer concerned.

They returned, and reported, that they had delivered their Message, according to Order; and that the Governor was pleased to appoint the Conference to be at Three a Clock in the Afternoon at his own Lodgings. The said Members farther acquainted the House, that the Secretary being present when they delivered their Message to the Governor, made Complaint, that he lay under an Impeachment of a former Assembly, and had endeavoured to provoke this House to bring him to Trial; therefore desired that the Governor would move the House accordingly; whereupon the Governor desired them to acquaint the Assembly therewith; that they answered the Governor, they would acquaint the House with his Proposal, and doubted not their Readiness to prosecute the Complaints contained in the Impeachment against him as soon as the publick Busines is over, if there be Time for it before the new Election, which will be in less than a Week.

Ordered, That the Committee appointed to confer with such Persons as the Governor shall order upon the Bill for Regulation of Fees, *viz. Griffith Jones, William Biles, William Paxson, John Hood, Francis Cooke, Abraham Bickley, Joshua Hoopes, Henry Lewis, Samuel Beaks, John Cooke, Richard Hayes, and Joseph Wilcox*, do attend the said Conference, at the Time and Place appointed by the Governor. Adjourned till *Monday*, being the Twenty-sixth Instant, at Nine a Clock in the Morning.

The House met, and the Members being called over, a Quorum appeared.

The Persons appointed to be a Committee to confer with such as the Governor had ordered to meet them upon the Bill of Fees, reported, that they had attended at the Time and Place appointed, but that the Persons whom the Governor had ordered to meet them neglected to appear; that they had acquainted the Governor of their said Neglect, who seemed to be sorry, and promised to endeavor to get them together by Eight a Clock this Morning.

Ordered, That such of the said Committee as are present attend that Service this Morning, who accordingly went, and being returned, reported, that they had made but very small Progress in the Business referred to them; but that the Council had promised to draw up their Objections in Writing, and deliver them to the Assembly this Evening.

The Bill for Regulation of Courts, and the Bill to enable the *Germans* to hold and dispose of Lands, &c. being ingrossed and compared;

Ordered, That *Joshua Carpenter*, *William Paxon*, *John Roberts*, and *Richard Hayes*, do carry the said Bills to the Governor for his Concurrence to them and the other Bills now lying before him; and acquaint him, that the Supply Bill is also ready; and request that he will signify his Pleasure to the Assembly without Delay, for that the House cannot conveniently continue longer than until To-morrow in the Evening.

They returned, and reported, that they had delivered their Message to the Governor, according to Order. Adjourned till Eight a Clock To-morrow Morning.

The House met, and the Members being called over, a Quorum appeared.

Ordered, That the Speaker be desired to draw up a Remonstrance to the Governor, settling forth the Neglects, Affronts, and Indignities offered to this Assembly, with the Abuses of the Secretary and *Robert Ashton*, and how the Governor is prevailed on, by evil Counsel, to leave the Province to languish under the Oppression of Officers; also to take Notice how he is restricted, by Instructions, from prosecuting the Powers of his Commission, with what else may be necessary; and *Joseph Wilcox* is desired to assist him therein, and bring it to the House when drawn.

Resolved, That this House will, forthwith, resolve into a Committee of the whole House, to receive the Council's Objections against the Bill of Fees, and to confer with them thereupon, if it be desired in Time: And accordingly the House resolved into a Committee of the whole House to receive the said Objections, and confer, &c. and, after some Time spent in the said Committee, the Speaker assumed the Chair, and *Francis Cooke* reported from the said Committee, that the Council had not sent their Objections in Writing, tho' the Committee had sent two Members, *viz. Griffith Jones*, and *William Paxon*, to request it of them; who had reported to the Committee, that they had been with the Council, the Governor being present, and press'd them for their Objections

in Writing; who, instead of that, proposed a farther Conference with a Committee of the Assembly; but the said Members insisting to have their Objections in Writing first, according to their former Proposals, and not obtaining it, no Procedure was farther made therein at that Time; that in the Evening of that Day, *Samuel Preston* and *James Logan*, came to the Committee, and acquainted them, that the Council had made but small Progress about the Fees, but were willing to confer with some of the House about it this Evening.

Resolved, That forasmuch as the Council have neglected to proceed, according to the Expectation they gave the Assembly, about the Bill of Fees, 'till it is now so near the Time for a new Election, that the House cannot have Time to proceed with them; that therefore no further Conference be had with them thereupon at this Time.

Ordered, That *Samuel Beaks*, and *Thomas Pearson*, do go to the Secretary's Office, and acquaint the Council, that their Neglects and Disappointments have been such, that the House cannot now attend to confer with them further about the Bill of Fees.

Ordered, That *Francis Cooke*, *Daniel Williamson*, *Joshua Hoopes*, and *Abraham Bickley*, do attend the Governor, and acquaint him, that forasmuch as he has made no Objections to the many Bills so long lying before him, except the Bill of Courts, tho' the Assembly had often desired to know if he had any thing to object against any of them, and seeing the House had endeavoured, with their utmost Candour and Diligence, to accommodate the said Bill of Courts to the Governor's Mind; that they therefore hope the Governor will be pleased to pass the said Bills as they are, together with the Supply Bill; that the House is ready to attend him this Evening for his Assent to the said Bills; that the approaching Election is now so near, that they will not have Time longer, with Conveniency, to attend, but rather than fail, will wait on him for his Concurrence till To-morrow Morning, if he will then be pleased to pass them.

They returned, and reported, that they had delivered their Message according to Order; and that the Governor told them, he will not pass the Bills till they have been again read in Council; that he had some Objections to the Bill about religious Societies, having been advised by the Church People not to assent to it; and therefore, tho' he was willing of himself to pass it, yet he did not think it fit so to do, unless upon Condition that the Queen and Proprietary's Pleasure should be known therein before the same shall be in

Force as a Law. Adjourned till Ten a Clock To-morrow Morning.

The House met, and the Members being called over, a Quorum appeared.

The Persons appointed to draw the Remonstrance, reported, that they had made some Progress therein, and brought so much as was drawn to the House, where the same was read, and agreed to by the House.

Ordered, That the Speaker sign Notes to the respective Members of Assembly (before the House break up this Session) for the Time they have served, and the Amount thereof; as also, that he draw Orders on 'the Treasurer for Payment of the Money due to *Joseph Wilcox*, who officiated as Clerk in taking the Minutes, and made up the Journal of the House (and for the Door-keeper's Wages) according to the Agreement of the House with the said *Joseph*, when, at their earnest Request, he was prevailed with to undertake that Trouble; and it is farther ordered, that the said *Joseph Wilcox* do sign a Note of the Time of the Speaker's Service, with the Amount thereof. Adjourned till Three a Clock, P. M.

The House met, and the Members being called over, a Quorum appeared.

Isaac Norris, and *James Logan*, brought a written Message from the Governor and the Bill relating to the *Germans*, to be signed by the Speaker, in order to be past into a Law; whereupon the Speaker signed the said Bill, and, together with some other Members, attended the Governor therewith for his Concurrence, who was pleased to pass it into a Law. The Speaker then immediately returned to the House, and assumed the Chair.

Ordered, That the Governor's Message be forthwith read; which was done accordingly, and is as followeth.

A MESSAGE from the Governor to the Assembly, September 28, 1709.

GENTLEMEN,

"I COULD have wished that such Dispatch had been made in the Bills under Consideration, that they might all have been pass'd before the rising of this present Assembly; but I perceive there are none, as yet, in a sufficient Readiness besides the Bill for naturalizing the *Germans*, the Bill for establishing Courts being, contrary to Directions, filled up in that Part which directs the issuing of Process otherwise than has been agreed to, so that it must be altered there before I pass it. The Bill of Fees, which I think ought to accompany the

other, has been under a serious Examination, and it appears that many of them are proposed to by the Bill lower, besides the Allowance for the Difference of Money, than those settled many Years ago by a Law, regulating all the Fees belonging to the Officers of the Courts, which law I find is full in Force, and has been approved, as I am told, by the Queen: Besides, that by this Bill also some of the Fees, as the Sheriffs, in all Criminal Cases, seem to be entirely omitted; but as the Fees of other Officers ought also to be established by Law, I am very desirous a Bill should pass for them all, which, since the Narrowness of Time will not allow to be now done, I hope it will notwithstanding at the first Meeting of the next Assembly, which now draws very nigh; and to that Time I shall also refer the other Bills before me.

“But now, Gentlemen, I must be so plain as to tell you, that tho’ I have been very desirous to see all these Matters brought to a Ripeness, that they might actually be past into Laws, yet, until I see the Country as ready to discharge their Duty, in providing for my Support in the Administration, independent of any Supply from the Proprietary, who, as I told you before, cannot now (were it even reasonable) spare any Part of his Estate, here to that Purpose, I shall, account myself very unjust to the Duty I owe myself, if I concur in any other publick Act in Legislation (tho’ truly inclinable to do all for the Advantage of the Publick that can reasonably be expected from me:) But a Governor cannot lie under a greater Obligation to the People than they do to him; nor can that be accounted a free Gift from them, which is but their indispensable Duty; for, at this Time, there is no Support for a Governor in this Government, but what must be granted by an Act of Assembly. You have told me that you had voted *Five Hundred Pounds* to the Queen, *Three Hundred Pounds* for the Service of the Publick, and *Two Hundred Pounds* to me; and you have lately further informed me, that when I had passed the other Acts, the Speaker would present a Bill to me for raising that Money. ’Tis possible, when the others were passed, the Speaker might do so; but can it, in Reason, be expected, that while you shew so unprecedented and unusual diffidence on your Side, that you would not so much as let me see the Bill but in Private, nor allow that it should, upon any Terms, be communicated to the Council, with whom I am to advise (tho’ you cannot but be sensible, that should I design it, yet it is not in my Power to pass a Bill into a Law until the Speaker has signed it) which is usually done at the Time of passing it.

Could it be expected, I say, that I should first pass all that you desired of me, and then depend upon your presenting that Bill? Or can it be thought reasonable, or for the Security of the Publick, that I should pass an Act for raising and applying *Eight Hundred Pounds* to several Uses, besides those *Two Hundred Pounds* said to be granted to me, without taking proper Advice upon it of those whom the Discharge of my Duty, as well as my Inclinations, oblige me to consult in all publick Matters; nor that I should have it in my Power to object to, or alter, any Part of the whole Bill, after it is presented? No, Gentlemen, as I have no Designs but what are plain and honest, so I must expect a suitable Treatment: and therefore I now desire you, faithfully, to lay before the People whom you represent, and to whom you are returning, what I have here said to you; and, upon this Occasion, assure them from me, that unless they take Care to grant a requisite Support, and in such a Manner as is fit to be accepted, I shall not at all think myself concerned to attend the Affairs of the Publick in Legislation; and what Measures the Proprietary will find himself obliged to take at Home, I have formerly sufficiently hinted to you; but as I shall not be wanting on my Side to concur in any Thing that is reasonable, so I hope, the next Time I meet the Representatives of the People, we shall have such Confidence in each other, and they will so far consider their Duty, and take such Methods for effecting Business, that all Things necessary may be concluded to our mutual Satisfaction, for the true Advantage and Benefit of this Province."

CHARLES GOOKIN.

Ordered, That an Answer to the said Message be added to the said Remonstrance, and contained therein, and that the same be brought to the House when finished. Adjourned till Ten a Clock To-morrow Morning.

The House met, and the Members being called over, a Quorum appeared.

The Remonstrance ordered to be drawn, being prepared, was brought to the House, and read, and, after some Amendments, was agreed to by the House, N. C. D. and ordered to be transcribed, and signed by the Speaker, and sent to the Governor, and is as followeth.

To CHARLES GOOKIN, *Esq*; *Lieutenant Governor of the Province of Pennsylvania, &c.*

The REMONSTRANCE of the House of Representatives, in Assembly met, the 28th Day of September, 1709.

May it please the Governor,

THE extensive Powers of thy Commission, and the good Thoughts we conceived of thy Character, gave us Encouragement to propose such Bills for thy Concurrence as might, in some Measure, remove the Oppressions and Abuses introduced by the Irregularities of the late Administration; and altho' we find thou exprest thyself willing to do all that is proper on thy Part, in order to make the People easy, yet, to our great Dissatisfaction, we understand, that by certain Instructions from the Proprietary, those Powers of thy Commission are so restricted, that thou cannot pass any Bill into a Law without the Approbation or Advice of thy Council, who being under no Obligation to attend, we need not tell the Governor how the Business of the Country is by that Means retarded, and all our Pains and Endeavours for the Publick Good rendered ineffectual, which, we hope, will incline the Governor, for the future, to adhere to the Powers and Directions of the royal Charter, which gives him and the Representatives of the People the whole Power of Legislation in this Province, and admits of no such Absurdity as to set up a Council of State to act in Opposition to those that represent them,

We can, with great Sincerity and Satisfaction, say, that we have used the utmost of our Endeavours to provide, for the Support of Government, as well as to settle the People in their just Rights, regulate the Courts, and ascertain the Officers Fees, as appears by the several Bills lying before the Governor, *viz.* The Bill, intituled, *An Act for establishing Courts of Judicature in this Province; an Act for regulating and establishing Fees; an Act for confirming Patents and Grants, and to prevent Law-suits; an Act for empowering religious Societies, Towns, &c. to buy, hold, and dispose of Lands, &c. an Act of Privilege to a Freeman; an Act to oblige Witnesses to give Evidence, and to prevent false Swearing; an Act to prevent the Sale of ill tanned Leather; an Act that no Publick-house or Inn within this Province be kept without License; an Act against Menacing, and Assault, and Battery; an Act to prevent Disputes which may hereafter arise about the Dates of Conveyances, and other Instruments and Writings; a supplementary Act for the more effectual raising Levies in the several Counties of the Province, and the City of Phila-*

delphia, and appropriating the same; an Act for the Priority of Payment of Debts to the Inhabitants of this Province: And tho' the said Bills are, for the most Part, adapted to the Governor's Mind, and cleared of what was most materially objected, and the Supply Bill ready to be presented, yet none of them like to pass without the Concurrence of the Council, as we are now given to understand. Had we known before that the Governor was so restricted as we find he is, we would not have given him and ourselves the Trouble we have done; for so long as the Secretary has so great an Ascendant in the Council, and a rooted Aversion to some of us, we can expect nothing but Obstruction at the Board, unless he is assured of an Equivalent (as some call it) or that the Application be first made to him; for it is too notorious, that what has not Inception or Allowance from him, does not succeed there.

We have just Ground to conclude, that the Influence which that Evil Minister (the Secretary) has had upon the present and late Governor, is the great Cause of the Obstructions that this and the late Assemblies met with; and the End and Design thereof can be no other then to weary the Representatives, and bring the People into a Dislike of the Constitution, or lay them under a Necessity to elect none but such as shall be according to the Secretary's own Heart, to comply with his Dictates, and connive at his Irregularities in Government, and Oppressions of the People; for, if any presume the contrary, and stand for the just Rights of the People, and claim the Performance of the Proprietary's Promises, or offer to put a Construction upon his Charters and Grants, farther or otherwise than the Secretary thinks fit to allow, he takes effectual Care to stage them, as Enemies to the Proprietary; who, it seems, is so weak as to give too much Credit thereunto, and not regard the repeated Cries of the Country against his Secretary, signified by the Assembly's Representations and Addresses, both to the Proprietary and his Lieutenant from time to time; but believes the contrary Relation of the Secretary, with some others drawn in by him, to confront the Assembly's Opinion, and most candid Advice to reduce that evil Minister to a Station where he might be serviceable to his Master; so that he is now advanced above the Reach of our Complaints, to the manifest Prejudice of the publick Weal of this Province, and of the Proprietary's true Honour and Interest; and being thus elevated, he seems to forget (if ever he knew) how to behave himself towards the Representatives body of the People, constituted by the royal Charter, and duly

elected by the Freemen of this Province, whom he has treated with very opprobrious Language, rendering them made up of Knaves and Fools, and their Proceedings villainous.

But to shew that his Insolence and Scurrility were yet more boundless, and that his Endeavours should not be wanting (accord to his wonted Practice) to divert and obstruct the Assembly in Matters of Legislation, whereby to render them odious to those that sent them, and leave the Country to languish under Oppression, he exhibited a Paper to the Governor on the Seventh of May last, which being communicated to some of the Assembly, they brought it to the House the same Day, and it being then read, was ordered to be read again when the Bills before us were made ready for the Governor's Concurrence; which being now accomplished on our Parts, we proceed to the Consideration of the said Paper, where the Secretary takes Notice of our first Address to the present Governor, and of the Articles of Impeachment formerly exhibited against him by the then Assembly; and, after he spends some of his Animadversions on that Procedure, he would not have himself, or others, believe, that the said Impeachment was the true Sense or Act of the Country where he lived, and which he served. If he means this Country, where the said Impeachment has been proved, and made publick, the People, by their Choice of the same Representatives again (had it wanted such Confirmation) have sufficiently owned it to be their Act and true Sense, and an Indication how he served them.

In the next Place, we observe, that, after he has cast his vile and wicked Aspersions upon that Assembly, most falsly insinuating, how some of them were led to believe themselves to be really in the Discharge of their Duty, when at the same time they were but paying Incense to the Malice of their Managers, he proceeds to say, That he having just Ground to hope, that tho' the Proprietary's Misfortunes, at that Time, rendered him in the Judgment of such Men (meaning the Men of that Assembly) more fit to be attacked and run down in the common Hunt (yet a kinder Providence would display in his Favour) he was unwilling to give himself the Trouble of an Answer or Defence. Now, may it please the Governor, what can be inferred from this Passage, abstracted from the Baseness and Indecency of the Language, but that this evil Minister would involve his Master in the Guilt of the Mis-carriages wherewith himself is Charged? Or, that if his Master surmounted those Misfortunes, he was sure to be pro-

tected, and not brought to answer? Nay, he brings it to his own Discretion whether to answer or no. However, we find that he refused to give in his Answer; and the then Lieutenant Governor declared, that he had no Power to try him upon the said Impeachment, notwithstanding he had appointed the Time and Place of Trial, where the Assembly attended, and brought their Proofs against him. It is true, we have used Endeavours to set the Prosecution on Foot against the Secretary, and were ready to prove the said Impeachment, as well as some other Things, which we have to lay to his Charge; but finding the Governor of the same Opinion as was formerly advanced against such Trials, we waved any farther Debate on that Head, being willing to give all the Dispatch we could to the said Bills. However, we could do no less than desire the Governor to remove him from his Council; but, to our great Dissatisfaction, he is still continued, and has been employed upon Conferences and Messages to this House, which we take to be the more affrontive, since he had the Impudence to write that most scandalous and malicious Paper against the Representatives of the People.

We exhibited Complaints against some of the Justices of *Bucks* County, who have been discharged by the Governor and Council, without giving us any Notice to prosecute or make good our Charges against them; and thus is that Part of the legislative Authority, concerning the Impeachments of Criminals, defeated, and the Extortions, Oppressions, and irregular Proceedings of such Magistrates and Offices as are in Favour with the Secretary, escape without Punishment. Nevertheless, we have yet so much Dependence upon the Governor's Justice, that he will not leave the Country thus to languish under those Abuses and Oppressions; and we expect that he will, for the Good of himself and the Country, speedily shake off those evil Instruments that prevail upon him to take no due Notice either of the Complaints or Advice of the Assembly: and since our most earnest and frequent Applications and Endeavours for Redress of publick Aggrievances are become of no Effect at present, we can do no less than lay open the Miseries and Confusions the Country is fallen into, as well as the many Reflections cast upon this and the late Assembly, patiently waiting for Relief, hoping that the Governor will duly consider, that the Constitution of this Government has so united the two Branches of the legislative Authority, that such as would defeat that Part wherewith we are intrusted, must thereby bring the other to Ruin,

May it please the Governor, before this Remonstrance was finished we received thy written Message, dated this Day, which clearly demonstrates how we have been trifled with this Session, and what Prevalence the pernicious Counsel of the Secretary and *Robert Ashton* had upon thee; we have already shewed the Malevolence of the one, and there needs no more Proof of it than his own Paper; but as for the other, he has given us just Occasion of Resentment by presuming, without any Order or Direction from the Governor or Assembly, to foist in, and put out of the Bill of Courts, several Matters never proposed before which served to no other Purpose than to make it subservient to his own particular Interest, whereof we should have taken further Notice, had there been Time for it. It is true, the Governor, as we believe, by the Influence of the said *Ashton*, signified that we would have the Process issue out of the Clerk's Office, and not from the Justices; but when the two Members of Council, whom he sent to confer with us upon that Head, understood our Reasons, and considered the Law now in Force, which directs the issuing of Process as we direct by the Bill, they promised to use their Endeavours to satisfy the Governor, and thought it would be no farther objected.

As for the Bill of Fees, we could never get the Officers to give us Account of the Fees they now take; nor had we the Governor's Objections to that Bill, notwithstanding it was presented for his Concurrence the Twenty-fifth Day of *August* last.

As for the Supply Bill, the Governor has mistaken our Message; for he was acquainted that he might not only see the Bill himself, but shew it to any two or three of his Council, or such others as he thought fit to advise with, excepting none but the Secretary.

And as for the other Bills referred to the next Assembly, but not to pass without a Sum of Money, tho' they have lain long before the Governor, yet we received no Objection to any of them; but the Governor was pleased to tell us, that some of the Church of *England* had shewed their Dislike to the Passing of that Bill about religious Societies, and therefore he must be cautious.

It is a most lamentable Account we have to give the people of the publick Affairs of this Province; for here are pressing Applications for Supplies to support the Governor and Government, and for laying Loads upon the People; but the late Lieutenant Governor, and Secretary, who received great Sums

which should have been applied for publick Service, and taken divers other Perquisites of Government, are not brought to account for the same, notwithstanding the earnest Application of this Assembly in that Behalf.

And as to the publick Grievances, they are so far from Redress, that we find those that misguide the Governor by their pernicious Advice and Influence, as well as the Magistrates and Officers, who are charged with Extortions and Oppressions, go on with Impunity.

The religious Meeting-houses of Protestant Dissenting Subjects are left exposed to the Danger of the Statute of *Mortmaine*; and all the purchased Lands in this Province, since the Year 1690, are left to struggle with the Consequence of *Ford's* Mortgage; for nothing was produced to us but a Reconveyance from *Ford's* Trustees to the Proprietary and his Heirs, which vests all the mortgaged Lands in him as before, which, as we are informed, he mortgaged again to others: So that those late Purchasers will want Confirmation; but how to come at it, we cannot at present direct them.

The *Swedes*, whose Petition against the Secretary we laid before the Governor, are come again, having, as we are informed, received nothing but scurrilous and affrontive Language from the Secretary, instead of Satisfaction.

And now having hinted these few Things of the many which might be enumerated, in order to give thee a View of the melancholy Circumstances and Condition of this poor oppressed Colony, we shall leave it to thy serious Consideration, humbly entreating thee to use thy Authority and utmost Endeavour to redress the said Aggrievances, which we think there is no Way to effect, but by removing the Obstructions which have, hitherto, rendered fruitless the cordial Endeavours of this Assembly, and resolving, for the future, to concur with the Representatives of the People in what they shall reasonably propose

Signed by Order of the House of Representatives, N. C. D.
September 29, 1709.

DAVID LLOYD, Speaker.

Ordered, That Ezra Croasdale, John Cooke, Daniel Hoopes, and William Lee, do carry the said Remonstrance to the Governor.

They returned, and reported, that they had delivered the same to the Governor, according to Order; and then the House, considering that this Session of Assembly was so near Expiring of Course, instead of adjourning, discontinued.

At an ASSEMBLY held in PHILADELPHIA, the Fourteenth Day of OCTOBER, ANNO DOMINI, 1709.

THE Representatives of the Freemen of the Province of *Pennsylvania* being according to Law and Charter elected upon the first Day of this Instant *October*, and the Sheriffs of the respective Counties and City of *Philadelphia* having made Returns by Indentures, wherein the Names of all the Members chosen to serve in this Assembly are contained, according as the Law in that Case directs, excepting the County of *Chester*, whose Members notwithstanding appeared, and gave their Attendance; whereupon the Names of the Members being called over, a Quorum of them appeared this Day at *Philadelphia*, and chose *David Lloyd*, Speaker of this Assembly, who ordered the Names of all the said Members of the several Counties of this Province, and City of *Philadelphia*, to be called over as followeth, *viz.*

Philadelphia County.

<i>David Lloyd,</i>	<i>Bucks County.</i>	<i>Chester County.</i>
Speaker.	<i>Joshua Hoopes,</i>	<i>Samuel Levis,</i>
<i>Joseph Wilcox,</i>	<i>Samuel Beaks,</i>	<i>John Maris,</i>
<i>John Cooke,</i>	<i>Samuel Darke,</i>	<i>John Hood,</i>
<i>John Roberts,</i>	<i>Ezra Croasdale,</i>	<i>Henry Lewis,</i>
<i>Griffith Jones,</i>	<i>Robert Heaton, jun.</i>	<i>Daniel Williamson,</i>
<i>Francis Cooke,</i>	<i>Henry Paxson,</i>	<i>Daniel Hoopes,</i>
<i>Samuel Richardson,</i>	<i>Thomas Hilborn,</i>	<i>Richard Hayes,</i>
<i>Peter Rambo.</i>	<i>Thomas Harding.</i>	<i>William Smith.</i>

City of Philadelphia.

Pentecost Teague.

Abraham Bickley.

Ordered, That *Griffith Jones*, *Daniel Williamson*, *Joshua Hoopes*, and *Abraham Bickley*, do attend the Governor, and acquaint him, that the Assembly are convened in a full House, and having chosen their Speaker, will be ready to present him To-morrow Morning, if the Governor thinks fit.

They returned, and reported, that they had delivered their Message according to Order; and that the Governor was pleased to acquaint them, he will be ready accordingly.

Ordered, That *Joseph Wilcox* draw the Qualifications to be subscribed by the Members of Assembly, and bring the same to the House To-morrow Morning; and he is also desired to officiate as Clerk of this Assembly, at the Rates formerly allowed him by the House for that Service. Adjourned till Nine a Clock To-morrow Morning.

The House met, and the Speaker assuming the Chair, the Members were called over, and a Quorum appeared.

Joseph Wilcox brought to the House the Instrument drawn in order to qualify the Members, which being read, was subscribed by the Speaker in his Chair, and all the Members present, as the Law directs, and ordered to be lodged with the Files of the House.

Ordered, That *John Cooke*, and *John Maris*, do go to the Governor, and acquaint him that the House is met, and ready to attend him to present their Speaker.

They returned, and reported, that they had delivered their Message according to Order; and that the Governor acquainted them, he shall not be ready till Three a Clock in the Afternoon.

Ordered, That *Daniel Williamson*, and *Samuel Beaks*, do attend the Governor, and acquaint him, that the House is desirous that that he will be pleased to receive them to present their Speaker by Three of the Clock at farthest; but if he cannot be ready at that Time, the Assembly will be satisfied to wait his Pleasure, tho' it be till *Monday* next.

They returned, and reported, the Governor proposes that the House attend him on *Monday* next. Adjourned till *Monday* next, at Three a Clock, P. M.

The House met, and the Members being called over, a Quorum appeared.

Ordered, That *William Smith*, and *Daniel Hoopes*, do go to the Governor, and acquaint him, that the House is met, and ready to attend him to present their Speaker.

They returned, and reported, that the Governor is ready to receive the Assembly accordingly.

Whereupon the House went to wait upon the Governor, to present their Speaker; and being returned, the Speaker assumed the Chair, and acquainted the House, That the Governor made a Speech to the Assembly, and had delivered him a Copy thereof; as also, that the Governor, upon the Speaker's Motion, was pleased to promise that the Assembly shall have free Access to him as Occasion offers, and that a candid Construction shall be put upon their Words and Actions.

Ordered, That the Copy of the Governor's Speech be read, which was done accordingly, and is as followeth.

GENTLEMEN,

"I HAD great Hopes, before the last Assembly broke up, that several Bills, then under Consideration, would have been concluded and passed before the Term of that House expired; but being then disappointed in what I had Reason to expect of them upon one of the important Heads that I had recom-

mended on the Twenty-seventh Day of *July* last, in relation to the Support of Government, I was obliged to defer not only that, but the other Affairs before me, till the Meeting of the present House.

The Bill for establishing Courts is very near finished: Some Progress has been made in the Bill for regulating Fees, and I desire it may be proceeded upon, by Conferences between Committees of the Council and Assembly, as before: Upon the other three Bills, *viz.* The supplementary Act for raising County Levies; the Act for enabling religious Societies, &c. to buy and sell Lands; the Act for licensing Ordinaries; which are all that lie before me, I shall give you my Opinion when the two others are dispatched.

“But I must here repeat, what I am sorry I have so much Occasion given me to mention, that there is, as yet, no Manner of Provision made for supporting the Lieutenancy of this Government. From the Proprietary, were it in his Power, it is not reasonable to expect it. I must therefore expressly let you know, that I cannot but consider your Care of that to be one of the first and principal Parts of your present Business. I am not, Gentlemen, asking any Favour or Gratiuity to myself; I put you in Mind only of your discharging a Duty so incumbent on you, that, without it, no Government can have a Being. I am sensible some Advances were said to be made towards this in the last Assembly; but it is for your Honour, as well as mine, that the Bill be such as may become both you and me to concur in.

“Gentlemen, you are met for no other End than to serve the Country whom you represent: I hope therefore you will study all possible Means that may contribute to the real Happiness of that which, I believe, you will find may be much promoted by improving a good Understanding between you and me in our respective Stations.

I would not willingly look back upon some of the Proceedings of the last House, only from thence I must give you a necessary Caution, to dwell less than has been done on that general Language of evil Counsel or Counsellors, generally used as an artful Method to strike at the Counsellors; but, with me, I believe, without Occasion; or that of Grievances and Oppressions, Words, by God's Blessing, understood by few (I find in this Province) who form them not in their own Imaginations; for I assure you, Gentlemen, if we are not as happy as the Circumstances of the Place will admit, it lies much in your Power to make us so; of which I hope you will consider.

and use your Endeavours accordingly, with a full Resolution to remove whatever may stand in the Way.

I have already said, that I should not look back to the Proceedings of the last House; but the Secretary has found himself so much aggrieved by their Remonstrance, that he has presented for my Perusal a long Defence, in which I shall not think myself any farther concerned than to observe to you, that, to my Surprise, he has charged the Speaker of that House with some Proceedings, which, if true, will require your Consideration, and some farther Measures to be taken upon them; for which Reason I have ordered him to lay a Copy of them before you; and I must say, if that Representation be well grounded, I cannot see that, under this Government, such a Person can be accounted fit for that Station; but at present I shall no farther enquire into it, only recommend to you to proceed with Diligence in whatever is incumbent on you in your Stations, as well in this as in all other Matters that may concern the Welfare of the Publick, and Honour of this Government, as now established."

The Speaker also acquainted the House, That he had made Request of the Governor that the House might have the usual Privileges of the Assembly; that they may have free Access to the Governor; and that a candid Construction may be put upon their Words and Actions; which the Governor was pleased readily to promise: He also signified that the Governor was pleased to approve of the Choice of the House as to their Speaker, notwithstanding the latter Part of his Speech seemed to interfere therewith.

Ordered, That the said Speech be again read, which was done accordingly.

A Motion being made, that the said Speech be answered forthwith;

Ordered, That a Committee be appointed to answer the same, and bring the said Answer to the House To-morrow in the Afternoon. Adjourned till To-morrow, at Two a Clock, P. M.

The House met, and the Members being called over, a Quorum appeared.

Ordered, That the Impeachment, prepared by a former Assembly, against the Secretary, with the Evidence taken in Writing, and other Papers relating thereunto, be forthwith read, which was done accordingly.

The Committee appointed to draw and Answer to the Governor's Speech, brought the same to the House, where it was read; and, after some Amendments, was agreed to by the

House, N. C. D. and ordered to be transcribed, and signed by the Speaker, and sent to the Governor, and is as followeth.

The Assembly's ANSWER to the Governor's Speech to this House, on the 17th of October, 1709

May it please the Governor,

WE shall be ready, with all Expedition, to proceed upon those Bills mentioned in thy Speech; as also the other Bills which we understand were laid before thee by the last Assembly, viz. An Act for confirming Patents and Grants, &c. an Act of Privilege to a Freeman; an Act to oblige Witnesses to give Evidence, and to prevent false Swearing; an Act to prevent the Sale of ill tann'd Leather; An Act against Menacing, and Assault, and Battery; an Act about the Dates of Conveyances, &c, An Act for Priority of Payment of Debts to the Inhabitants of this Province; the original Draughts of which are now before us, in order to be read and debated.

We have also under Consideration the Supply Bill by the last Assembly, wherein we find due Care taken for Support of Government, and collecting the Arrears of former Taxes, without which, we hold it unreasonable to lay a new One: We also find some Provision made for a particular Gratuity to thyself, which, considering thy Charge in coming over, and the Disappointments thou met with since thou resolved on that Undertaking, we think it as incumbent a Duty to contribute to that Charge, as to support a Lieutenancy, which is so restricted by Instructions, or influenced by ill Advice, that tho' the Governor be ever so well inclined to concur with the Assembly, in making the People under his Care both easy and happy, yet we find, to our great Dissatisfaction, that the Secretary pursuing that pernicious Rule (Divide and Govern) endeavours still to give what Interruption he can to the publick Business, and as much as in him lies to sour the Temper and good Disposition of the Governor, and set him against the Representatives of the People, who are well affected towards him, and are ready, with all Chearfulness, to support the Government under his Administration.

But, may it please the Governor, we beg Leave to observe, that the Duty, incumbent upon us to contribute to this general Support of the Lieutenancy, is grounded upon a Condition precedent; so that the People, according to the fundamental Rules of English Government, are not obliged to contribute to the Support of that Administration which affords them no Redress when their Rights are violated, their Liberties infringed, and their Representative Body affronted and abused:

Hence it is that that Branch of the legislative Authority seldom move to give Supplies till their Aggrievances are redressed, and Reparation made for the Indignities they meet with from the other Branch of the same Authority.

We are very sensible that the End of our meeting is to serve the Country; and we assure the Governor, there shall be nothing wanting on our Parts to promote it, and improve a good Understanding between him and us in our respective Stations; but let not the Language of the Representatives of the People about evil Counsel, or Councillors, Grievances and Oppressions, be irksome to the Governor; for we shall not answer the true End of our meeting, nor discharge our Duty and Trust to those that sent us, if we be silent, and not insist upon redressing those Things that are amiss, with a Resolution to use our Endeavours to remove what appears to stand in the Way.

We have, with all the Application this short Time could allow, informed ourselves of the Proceedings of the late Assemblies, and find no just Grounds for [the Governor to suppose, that their Complaints of evil Counsel or Councillors, have been used as a Method to strike at him; but we believe it was their Care, as we find it to be ours, that the Governor may not be imposed on, or prevailed with to adhere to evil Counsel, and render his Actings inconsistent.

We suppose it needless to be more express than the late Assemblies have been, to demonstrate what an Enemy the Secretary has been to the Welfare of this Province, and how abusive he has been to the Representatives of the People; so that we can do no less than repeat the Request of former Assemblies, to have him removed from the Governor's Council, which, we doubt not, will be a most effectual Means to improve a good Understanding between thee and us.

If the Governor will look back, and duly consider the Complaints and Remonstrances of the late Assemblies, it will appear that (Grievances and Oppressions) are Words which are formed upon just Complaints, and for which the Country wants Redress; so that what the Governor supposes, on that Head; is not candid towards the Representatives of the People.

May it please the Governor, whatever might be the Occasion or Design of the last Clause in thy Speech, we are of Opinion it was not well timed; for if the Secretary's Charge against our Speaker had any Weight, it should have been propounded as an Objection against the Assembly's Choice of him for Speaker: But, after thou had declared thy Approbation of their

Choice, that thou should be prevailed upon so far to patronize the Secretary's Insinuation against The Speaker, as to make it a Part of thy Speech to us, before we had seen or heard the Charge, we can do no less then resent it as an Indignity offered to this House; for tho' we are Men that cannot be much meaner in the Governor's Eye, than we are in our own Esteem, yet we must put him in Mind, that since the royal Charter commits this part of the legislative Authority to our Care, we ought to have the Regard due to our Stations.

Signed by Order of the House, N. C. D.

October 18, 1709.

David Lloyd, Speaker.

Ordered, That the Bill for Regulation of Courts, and the Bill for settling the Fees of Officers, be forthwith distinctly read, which was done accordingly.

The Answer to the Governor's Speech being transcribed, was brought to the House, and signed by the Speaker.

Ordered, That *Joshua Hoopes, Daniel Williamson, and Samuel Levis*, do deliver the said Answer to the Governor. Adjourned till Nine a Clock To-morrow Morning.

The House met, and the Members being called over, a Quorum appeared.

The Persons appointed, last Night, to deliver the Assembly's Answer to the Governor, reported, that they could not meet with the Governor last Night, but had delivered the same to him this Morning; and that the Governor acquainted them, he intends to go for *Newcastle* this Day, and shall be there some Time; and that the House may adjourn for thirteen Days, if they think fit, at which Time he will be ready to meet them again; and that as to the Speaker and Secretary, he will not concern himself in that Business; neither will he protect the one, naming the Secretary, nor condemn the other, naming the Speaker, with more Words to the same Purpose.

Ordered, That the Bills, intituled, *An Act to confirm Patents and Grants, and to prevent Law-suits; an Act of Privilege to a Freeman; an Act to oblige Witnesses to give Evidence, and to prevent false Swearing; an Act to prevent the Sale of ill tanned Leather, &c. an Act against Menacing, and Assault, and Battery; an Act to prevent Disputes which may hereafter arise about the Dates of Conveyances, and other Instruments and Writings; an Act for the Priority of Payment of Debts to the Inhabitants of this Province;* be forthwith distinctly read, which was done accordingly.

Ordered, That *Samuel Richardson, William Smith, and Thomas Harding*, do wait upon the Governor, and acquaint

him, that seeing he is willing a Conference should be had in his Absence by a Committee of the Council and Assembly upon the Bill of Fees, that he will be pleased not to appoint the Secretary to be one upon the said Conference; for that his Circumstances and Behaviour has rendered him so obnoxious to the Assembly, that they are not willing to admit him upon Conferences or Messages for the future, till they have better Satisfaction concerning him. Adjourned till Three a Clock, P. M.

The House met, and the Members being called over, a Quorum appeared.

The Persons appointed to deliver the Message concerning the Secretary, reported, that they had delivered the same to the Governor, according to Order; and that he was pleased to assure them, the Secretary shall not be appointed on the said Conference.

Ordered, That the Bills, intituled, A Supplementary Act for raising County Levies; an Act for empowering religious Societies, Towns and Villages, to buy, hold, and dispose of Lands, &c. an Act about licencing of Publick-houses, be forthwith read, which was done accordingly; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, and the Members being called over, a Quorum appeared.

Ordered, That the Supply Bill, prepared by the last Assembly, be forthwith read. which was done accordingly.

The Secretary sent to the House a certain Paper, directed to the Assembly, which was read, and to which the Governor's Speech, referred, being ordered by the Governor, as the said Speech expresses, together with Copies and Abstracts of certain Letters, said to be written by the Speaker of this Assembly. The said Paper contained very scurrilous Reflections against the Speaker, and the last, as well as former Assemblies; therefore the House resolved that it be farther considered when the other publick Business is dispatched. Adjourned till Three a Clock, P.M.

The House met, and the Members being called over, a Quorum appeared.

Ordered, That a Copy of the Representation, sent to the Proprietary in the Year 1704, be forthwith read, which was done accordingly.

A Motion being made, that a Committee be appointed to meet a Committee of the Council To-morrow Morning, according to the Governor's Proposal, about the Bill of Fees;

Resolved, That this House will, To-morrow Morning, resolve into a Committee of the whole House, to join a Committee of the Council to consider of, and confer upon, the Bill to regulate the Officers Fees.

Resolved, That it be an Instruction to the said Committee, that in case the Officers offer to appear, or desire to be heard in the said Committee, that they be not admitted until they shall have first laid before this House an Account of the Fees they now take respectively.

Ordered, That *Joshua Hoopes* acquaint some of the Council, that a Committee of this House will join a Committee of the Council To-morrow Morning at Ten a Clock, at the House where the Assembly sits.

Who returned, and reported, that he had spoke with *Edward Shippen*, the eldest Member of Council, and acquainted him with the Order of the House; who was pleased to assure him, that the Committee of the Council intended to meet To-morrow Morning on the Bill of Fees, and he doubts not will meet a Committee of the Assembly, according to their Proposal. Adjourned till Nine a Clock To-morrow Morning.

The House met, and the Members being called over, a Quorum appeared.

Ordered, That *Joshua Hoopes* go to the Council, and acquaint them, that a Committee of the Assembly is ready to join with a Committee of the Council, to confer upon the Bill of Fees.

He returned, and reported that he had acquainted some of the Council with the said Message; who intended to come to the House forthwith.

The House then, according to the Order of Yesterday, resolved into a Committee of the whole House, to join a Committee of the Council upon the Conference proposed concerning the Bill of Fees; and, after some Time spent in the said Conference, the Speaker assumed the Chair, and *Joseph Wilcox* reported from the said Committee, that a considerable Progress was made at the said Conference upon the Bill of Fees; but not having Time fully to go through the said Bill, the Committee had ordered him to move for Leave to meet again with the Members of Council To-morrow Morning, in order to proceed upon the said Conference.

A Motion being made, and the Question put, that in regard the Governor is willing the Assembly shall adjourn during his Absence at *Newcastle*, and a smaller Number being sufficient to be of the Committee with the Council upon the said Conference; that therefore such Members of this House as are

Inhabitants of the City of *Philadelphia*, or so many of them, or others, as can conveniently meet, may be a Committee, to join a Committee of the Council To-morrow Morning, in order to proceed upon the said Conference, and settle the Fees, and make Report thereof to the House at their next Meeting; and that such Members as attend thereon, be allowed their Wages as if the House were sitting; and that the House do adjourn till the last Day of *October* instant? *Passed in the Affirmative*, N. C. D.

SEVERAL of the Members of Assembly met; but there not appearing a full House, the Members present agree to send *Joshua Hoopes* and *John Roberts*, to enquire if the Governor be yet come to Town; who accordingly went to the Governor's Lodgings, and were informed he is not come to Town, nor will be till the latter End of the Week at soonest. Whereupon the said Persons were sent to the Secretary to make the same Enquiry; who answered them he knew nothing of it: And being asked if he had received any Message from him to communicate to the Assembly? Answered, he had not.

Whereupon the Members agreed to meet again To-morrow Morning.

Divers Members met, and sent to enquire if the Governor is yet come from *Newcastle*; but the Members who went on that Message reported, that they had been at the Governor's Lodgings, and were informed he will not be in Town in a Week's Time, or more.

Whereupon the Members present agreed to adjourn till the fourteenth Day of this instant *November*; and ordered *Pentecost Teague* to acquaint the Governor therewith, if he comes to Town in the Interval.

DIVERS Members met; but there not being a full House, the Members present adjourned till To-morrow Morning.

The House met, and the Speaker assuming the Chair, the Members were called over, and a Quorum appeared.

Ordered, That *Joshua Hoopes*, and *Thomas Harding*, go to the Governor's Lodgings, and enquire if he be come to Town.

They returned, and reported, that the Governor is not come to Town, but is expected this Evening.

Samuel Richardson reported from the Committee appointed to confer with a Committee of the Council upon the Bill of Fees, that the said Committee, at the Conference, had gone through the Bill of Fees, and settled them all, excepting the Fees belonging to the Collector and Naval Officer, which they had agreed to wave till the next Sitting of the House.

Pentecost Teague reported, that he had acquainted the Governor with the Time of the Adjournment, according to the Order of the first Instant; who was pleased to answer, that it was very well, or to that Purpose.

The Speaker acquainted the House, that when the Members of Assembly met on the first Day of *November* last, the Secretary brought a Petition to the Members who were present, desiring that Preparation may be made for his Trial, upon the Impeachment of a former Assembly; which being read in the House, was ordered to be read again To-morrow Morning, adjourned till Nine a Clock To-morrow Morning.

The House met, and the Members being called over, a Quorum appeared.

The Petition of *James Logan* being again read, and debated, the House came to the following Resolutions thereupon, N. C. D.
1. *Resolved*, That forasmuch as it does not appear by the Minutes of the former Assembly, by whom the Secretary was impeached, that he had put in any Answer to the particular Charges; that therefore it is the Opinion of this House, that the said *James Logan* do, forthwith, lay before this Assembly his particular Answer to every Charge contained in the said Articles of Impeachment.

2. *Resolved*, That it is the Opinion of this House, that if the said *James Logan* refuses or neglects to bring in his Answer, as aforesaid, within six Days, now next ensuing, this House will then take the Matters of Charge. so refused or neglected to be answered, as confessed by the said *Logan* and shall proceed against him accordingly.

3. *Resolved*, That if the said *James Logan* do bring in his Answer in Manner aforesaid, the House will then transmit the Proofs to the Governor, and be ready to attend him to prosecute the said *James Logan* effectually when he pleases to proceed judicially upon the said Impeachment; which the Governor is earnestly desired to do with all possible Speed.

Ordered, That *William Smith*, *Robert Heaton*, and *Peter Rambo*, do wait upon the Governor when he comes to Town, and acquaint him, that the Secretary has sent a Petition to the House desiring that the Assembly will make Provision to bring him to Trial, upon the Articles formerly exhibited against him; which the House being very desirous to do, have come to certain Resolves thereupon, a Copy whereof they are ordered to deliver him accordingly.

A Petition of Capt. *George Roach*, and several other Merchants and Inhabitants of the City and County of *Philadelphia*, desiring that Provision be speedily made to prevent the Ex-

portation of Money, and for laying an Imposition upon Wines, &c. imported in foreign Bottoms; as also to promote the passing of Paper Bills; and about the Rates of Gold, &c. was brought to the House, and read.

Ordered, That *Griffith Jones, Pentecost Teague, Richard Hayes, Francis Cooke, Abraham Bickley, John Cooke, and John Roberts*, or some four of them, be a Committee to consider of the said Petition, and make Report thereof to the House Tomorrow Morning. Adjourned till Nine a Clock Tomorrow Morning.

The House met, and the Members being called over, a Quorum appeared.

The Committee appointed last Night, to consider of the petition of Capt. *George Roach* and others, reported to the House, that they had come to certain Resolutions, which they had put into the Form of a Bill, which was read, and ordered to be read again.

Ordered, That *John Maris* go to the Governor's Lodgings, and enquire if he be yet come to Town.

He returned, and reported, that the Governor was expected last Night; but is not yet come to Town. Adjourned till Nine a Clock To-morrow Morning.

The House met, and the Members being called over, a Quorum appeared.

Ordered, That *Daniel Hoopes* do go to the Governor's Lodgings, and enquire if he be yet come to Town.

He returned, and reported, that he enquired at the Governor's Lodgings, and was informed that he is not yet come to Town.

Ordered, That the Committee, appointed before the last Adjournment to confer with a Committee of the Council upon the Bill of Fees, be revived; and the said Committee are to join a Committee of the Council at Two a Clock this Afternoon, to settle the Fees of the Collector, Naval-Officer, and Judge of the Admiralty, with such others as may occur, or be necessary to be added to the Bill, and make Report of their Doings to the House To-Morrow Morning.

Ordered, That *Griffith Jones*, and *Daniel Williamson*, acquaint *Edward Shippen*, and some others of the Council, with the order of the House concerning the Conference upon the Bill of Fees appointed this Afternoon, and desire them to attend the said Conference.

They returned, and reported, that they had delivered their Message to some of the Council, who intended to inform others; and also inclined to attend the Conference. *Daniel Williamson*

also informed the House, that the Secretary acquainted him, the Governor is not like to be in Town very Speedily. Adjourn till Eight a Clock To-morrow Morning.

The House met, and the Members being called over, a Quorum appeared.

The Committee appointed to confer with the Members of Council upon the Remainder of the Bill of Fees, reported, that the said Conference was begun Yesterday; but nothing proceeded off, save in Generals, and endeavouring to settle the proper Articles to be charged by the Collector and Naval-Officer; but had agreed to meet the Council again this Morning, if the House thinks fit.

Resolved, That the Committee do sit again this Morning with the Members of Council upon the said Conference, and make Report on *Monday* next. Adjourned till the Day called *Monday* next, being the Twenty-first of this Instant, at Two a Clock, P. M.

The House met, and the Members being called over, a Quorum appeared.

The Persons appointed to deliver the Resolves of the House on the sixteenth Instant to the Governor, reporting to the House that the Governor is not yet come to Town;

Ordered, That a copy of the said Resolves of the House on the sixteenth Instant, with the Order thereupon, be delivered to the Secretary, requiring his Compliance with the said Resolves without Delay.

Ordered, That *Samuel Richardson* deliver the said Secretary a Copy of the said Resolves, and Order thereupon, accordingly.

He returned, and reported, he had deliver'd the same to the Secretary, according to Order.

The Committee appointed to join with the Members of Council about the Fees, reported to the House, that they had made some considerable Progress therein, and had settled those Fees, unsettled by the former Committee, in the Bill; which being read, was approved by the House.

A Motion being made, that in regard the Governor has so far slighted the legislative Authority of this Province, as to neglect his duty in meeting them, to proceed in Legislation, and redressing the Grievances of the People, by which their good Intentions have hitherto been obstructed, that therefore, in his Absence, the House will take into Consideration that abusive Paper, of *James Logan's* against the Speaker and former Assemblies, as well as present Assembly, which the Governor, in his first Speech to this House, ordered him to lay before us; the Speaker also desiring, that his Defence

or Vindication, against the Calumnies and Abuses contained in the said Paper, might also be heard, and considered by the House.

Resolved, That the House will, To-morrow Morning, at Nine a Clock, resolve into a Committee of the whole House, to consider the same accordingly. Adjourned till Eight a Clock To-morrow Morning.

The House met, and the Members being called over, a Quorum appeared.

According to the Order of Yesterday, the House resolved into a Committee of the whole House, to consider of the Secretary's abusive Paper, and the Speaker's Defence; and, after some Time spent therein, the Speaker assumed the Chair, and *Francis Cooke* reported from the said Committee, that they had made some Progress in the Business to them referred; but not having Time to finish it, had moved for Leave to sit again.

Resolved, That this House will, at Six a Clock, *Post Merid- iem*, resolve into a Committee of the whole House, to proceed in the farther Consideration thereof. Adjourned till Three a Clock, P. M.

The House met, and the Members being called over, a Quorum appeared.

The House being acquainted that the Governor is just now come to Town.

Ordered, That *Griffith Jones*, *Joshua Hoopes*, *William Smith*, and *Robert Heaton*, do wait upon the Governor, and deliver him a Copy of the Resolves of this House on the sixteenth Instant, concerning the Secretary's Petition; and also desire his speedy Answer thereunto.

James Logan brought a Paper to the House, which he called a Complaint, which was read, and ordered to be read again.

The Members appointed to wait upon the Governor reported to the House that they had delivered the Copy of the said Resolves, according to Order; and that the Governor was pleased to tell them, he will consider of their Message, and send an Answer to the House.

A Motion being made, that the Committee of the whole House, appointed to sit this Evening, may have full Power to send for Persons and Papers? *Passed in the Affirmative*.

The House then, according to Order of this Morning, resolved, into a Committee of the whole House, to proceed in the Business to them referred; and, after some Time spent therein, the Speaker assumed the Chair, and the Chairman reported to the House, that the Committee had come to a

Resolution upon the Matters committed to them, and had appointed two Members *viz. Joshua Hoopes* and *Robert Heaton*, to give Notice to the Secretary to appear at Ten a Clock To-morrow Morning, with his Proofs, to make good his Charge against the Speaker, who denies divers of his Charges against him—; and to that End the Committee had ordered him to move the House for Leave to sit again at Ten a Clock To-morrow Morning accordingly.

Resolved, That this House will, at Ten a Clock To-morrow Morning, resolve into a Committee of the whole House, to proceed farther in the Premises, and to attend whilst the Secretary make good his Charge if he appear. Adjourned till Nine a Clock Tomorrow Morning.

The House met, and the Members being called over, a Quorum appeared.

The House then, according to the Order of Yesterday, resolved into a Committee of the whole House, to proceed in the Matters to them referred; and, after some Time spent therein, the Speaker assumed the Chair, and the Chairman reported to the House, That altho' the Secretary had answered the Members sent from the Committee last Night to give him Notice to attend, that he could not come; yet he did attend the said Committee this Morning; and being prest to make good his Charge and Accusation against the Speaker, he declined it, alledging he was suddenly to go away and leave the Province, and could not now make Proof of the said Charge, for that some of his Witnesses were at a great Distance. To which he was answered, that the Accuser ought always to be ready to make good his Charge; and that himself, in particular, had said he was ready to prove his Accusation, therefore the Committee now expected it; but forasmuch as he pretended want of Time to make such full Proofs as the Nature of the Business may require, yet that the Committee expected him to make as good Proof as he could at present, which they proposed might be done by exhibiting the Names and Depositions of the Witnesses to the respective Matters of Charge against their said Speaker, and such other Papers and Things as he had in Readiness, or could get ready in a short Time; but that the Secretary still persisting in his Refusal to proceed to the Proof of his said Charge, the Committee had proposed that he should withdraw, and attend upon them again in an Hour, and that in the mean time they would consider of his Answer; yet he had slighted the Proposal and Order of the Committee, and upon his Departure declared, he could not spend one Hour's Time more in that Business, tho' the

Committee had given him Time till Three of the Clock in the Afternoon; that the Matter being of great Consequence, the Committee had directed him to report it specially to the House, leaving it to their Wisdom and Consideration to proceed farther therein as to them shall seem meet; but desire Leave to sit again, in order to hear and consider the Speaker's Defence, and make Report to the House thereupon.

Resolved, That the Secretary be ordered to attend at the Bar of this House at Four a Clock in the Afternoon, to make good his Accusation aforesaid; or otherwise to hear the Mind and Opinion of the House, in case of Refusal; and that *Daniel Williamson* give him Notice thereof. Adjourned till Two a Clock, P. M.

The House met, and the Members being called over, a Quorum appeared.

Daniel Williamson reported to the House, that he had given the Secretary Notice to attend the House at Four a Clock this Afternoon, according to Order; and that he answered him, he intended to call about that Time.

The House then proceeded to the consideration of the Matters of Charge again (against) the Secretary; and, after sundry Debates thereupon, come to the following Resolutions, N. C. D.

1. *Resolved*, That inasmuch as the Speaker hath avoided some, and denied the rest of the Matters lately charged upon him by the Secretary, the House requires him, the said Secretary, to attend the Assembly at Four of the Clock this Afternoon, and lay before them all the Proofs he has ready to produce, and the Names and Depositions of such Witnesses as, ny reason of their distant Abode, cannot at present attend, with all the Letters and Papers which he refers to.

2. *Resolved*, That the Reflections he has made, by Word and Writing, upon the Proceedings of the late Assemblies, as also his charging this Assembly's Proceedings with Unfairness and manifest Injustice, are conceived to be an Offence to this Assembly.

3. *Resolved*, That the House expects *James Logan* to give an Account to the Assembly of all the Money which has come to his Hands by Fines and Forfeitures, as well as of the late Taxes and Imposts appropriated for Support of Government.

James Logan came to the House, and being admitted to the Bar, was informed by the Speaker, that the House were come to three Resolutions concerning him, wherewithal the Speaker acquainted him particularly, and demanded his Answer to each of them.

Whereupon he answered, that he would speak to the last Resolve first, *viz.* that about the publick Money, concerning which he declared, That he never received any Part of the Tax or Impost (granted for Support of Government) directly or indirectly; and as to the Fines and Forfeitures, the Amount of them was so small, that he was almost ashamed of it; and in fine concluded, that he had no Money in his hands, or had received none for which he was accountable to the House, even in the Judgment or Sense of the Assembly themselves; that he had acted, by a Committee from the Proprietary, as Receiver-General, and thought himself accountable to none but him for any Thing he had received, or to that Effect.

He then proceeded to the second Resolve, whereunto he gave no satisfactory Answer, but rather multiplied and aggravated his former Offences and Contempt, declaring he could not acknowledge that to be no Injustice, which he conceived still so to be, and made divers Excursions, which were fully answered by the Speaker and some other Members.

To the first, concerning the Speaker, he answered, that he could not comply with the Expectation of the House therein; but when he came again, or returned to this Province, which would be before the Term of this Assembly expires (as he hoped) he then intended to make good his Charge, and was so far from retracting or Acknowledging his Offence (tho' he proved not one Tittle of it) that he declared he would return to this Province on purpose to prove it, tho' he had no other Business, with other aggravating Expressions, to the great Dissatisfaction and Offence of the House; but offered no Manner of Proof, tho' the Resolve on this Head required nothing from him but what was in his Power to comply withal, without obstructing his pretended Voyage. And being required to withdraw.

The House took the said Answers and Deportment into Consideration; and after some Time spent in the Debate thereof,

Resolved, That the Secretary's Answers and Deportment is no Ways satisfactory to this House; and that the House will consider how farther to proceed against him the first Thing To-morrow Morning. Adjourned till Nine a Clock To-morrow Morning.

The House met, and the Members being called over, a Quorum appeared.

The Secretary came to the House, and being admitted, he delivered a Paper to the House, which was read, and seem'd

to be designed as an Acknowledgment of his Offences; but being considered by the House, appeared to be idle and trifling with the Assembly; and upon the Question put, was resolved to be no Satisfaction to the House by every Member present; which Paper was ordered to be lodged with the Files of the House.

Ordered, That *Pentecost Teague*, and *Joshua Hoopes*, do wait upon the Governor, and desire to know his Answer to the Assembly's Resolves of the sixteenth Instant, which were presented to him since he came to Town; and they are also to acquaint him, that the Fees being settled by the Committee of Council and Assembly, and ready to be inserted in the Bill, the House desire to know, whether the Governor will be willing at this Time to pass that Bill and the Bill of Courts?

They returned, and reported, that they had delivered their Message according to Order; and that the Governor was pleased to tell them, that he did not think fit to sit judicially upon the Trial of the Secretary, nor that he was safe so to do; and as to the Bills, he could say nothing to them till he saw them; but expected the Assembly would lay before him all such Bills as they desired should be past into Laws, and he will then consider them, and give his Answer to the House; and withal gave them Order to assure the House, that he will not protect the Secretary, but leave the Assembly to proceed against him as they shall think fit.

The House then took again into Consideration the Offence of the said Secretary; and, after some Time spent in the Debate thereof, came to the following Resolves, N. C. D.

1. *Resolved*, That inasmuch as *James Logan* has not, hitherto, given this House Satisfaction for the many Reflections he has cast upon sundry good Members of this House in particular, and the whole House in general, charging the Proceedings of this Assembly with Unfairness and Injustice; therefore, that the said *James Logan* shall be committed to the County Goal of *Philadelphia*.

2. *Resolved*, That he, the said *James Logan*, shall remain in the said County Goal, in safe Custody, until he shall willingly make his Submission, to the Satisfaction of this House, or of such Order as this House shall take for the same, during the Continuance of this present Assembly.

3. *Resolved*, That the said *James Logan* shall be deemed and adjudged, and is by this House declared and adjudged to be disabled to hold or receive any publick Office in this Province, until he gives Satisfaction as aforesaid, for his said

Offences done to this House in general, and to the said Members in particular. Adjourned till Three a Clock, P. M.

The House met, and the Members being called over, a Quorum appeared.

A Motion being made, and the Question put, that the Speaker sign a Warrant or Order, directed to the High Sheriff of the City and County of *Philadelphia*, to apprehend the Secretary, and secure him in Custody, according to the Resolves of the House this Morning? *Passed in the Affirmative*, N.C.D. Adjourned till Eight a Clock To-morrow Morning.

The House met, and the Members being called over, a Quorum appeared.

A Motion being made, that the House do resolve into a Committee of the whole House, to hear and consider the Speaker's Vindication and Defence, against the Aspersions and Accusations of the Secretary, and make Report thereupon, according to their desire, on the Twenty-third Instant;

Resolved, That this House will, immediately, resolve into a Committee of the whole House, to proceed therein as desired.

And accordingly the House resolved into a Committee of the whole House, to consider thereof; and, after some Time spent therein, the Speaker assumed the Chair, and the Chairman reported from the said Committee as followeth, *viz.*

May it please the House,

THE Speaker's Vindication from the Charges of the Secretary being, according to the Order of the House, referred to the Examination of this Committee, was read, and maturely considered; and upon hearing the Proofs and Vouchers produced by the said Speaker, this Committee thought fit to send for *James Logan*, requiring him to bring what Proofs he had or could procure, to make good the Matters of Charge contained in his Paper, directed to the House of Representatives *October* the 19th, 1709, whereunto the said Vindications is in Part an Answer; but the said *James Logan* refusing to produce any Proofs at all, this Committee came to the following Resolves, N.C.D.

1. *Resolved*, That it is the Opinion of this Committee, That the said Vindication is, for the most Part, supported with undeniable Proofs and Vouchers, and the rest of it with very probable Circumstances and Presumptions.

2. *Resolved*, That it is the Opinion of this Committee, That the said *James Logan's* Paper, so as aforesaid directed to the House of Representatives, is a most false and Scandalous

Libel, reproaching several good Members of the said House, and aspersing and contemning the Authority, Power and Proceedings of the Representative Body of the People of this Province in Assemblies.

All which, being ordered by the Committee to be reported specially, is left to the Wisdom and Justice of the House to consider of as to them shall seem meet.

Signed by Order of the Committee,

FRANCIS COOKE, *Chairman.*

To which Resolves the House agreed, N.C.D.

Ordered, That an Address be forthwith prepared and sent to the Governor, together with the said **Vindication and Resolves**; as also the Address of above Seventy of the Inhabitants of the City of *Philadelphia*, in the Year 1701, to the then Assembly, with a Copy of the Report of a Committee of that Assembly, who sat at *Anthony Morris's* thereupon; which said Address being drawn, and brought to the House, and read, was after some Amendments, agreed to by the House, N. C. D. and ordered to be transcribed, and signed by the Speaker, and sent to the Governor, and is as followeth.

To CHARLES GOOKIN, Esq; Lieutenant Governor of the Province of *Pennsylvania*, the 25th Day of November, 1709.

An ADDRESS of the House of Representatives.

May it please the Governor,

THOU *was* pleased at the Meeting of this Assembly on the Seventeenth of October last, to acquaint us, that thou had ordered the Secretary to lay before the House a long Defence, which he had thentofore presented for thy Perusal, by which Encouragement, as we suppose, he took the Boldness to send to this Assembly on the nineteenth Day of that Month a most false and scandalous Libel, not only against the late Assemblies of this Province in general, but the present Speaker and some other Members in particular. Whether it be the same Defence intended to be laid before us by the Governor, we cannot determine; and are unwilling to believe that the Governor should have so little Regard to that Branch of the legislative Authority of this Province, wherewithal we are intrusted, as to order such a Paper to be laid before this House, as it was: However, thy long Absence from this Assembly, met according to thy own Proposal of Adjournment, and not giving them any Notice of the Certainty of thy Return, gave the Speaker (who was particularly aspersed in the said Paper) an Opportunity of making his own Vindication, which he has done before a Committee appointed by the Assembly for that Purpose; who

having heard and considered the Vouchers and Proofs of the said Vindication, and being well satisfied therewith, have come to certain Resolutions thereupon, which being reported and approved of by the House, was thought fit to be laid before thee, together with the said Vindication, which is herewith presented, N. C. D.

Ordered, That Francis Cooke, Abraham Bickley, Samuel Levis, and Thomas Hilborn, deliver the said Address and Vindication to the Governor.

They returned, and reported, that they had delivered the same, according to Order.

Adjourned till Three a Clock, P. M.

The House met, and the Members being called over, a Quorum appeared.

Resolved, That the High Sheriff of Philadelphia be the Assembly's Officer, to execute such Commands, Orders and Warrants, as shall be directed to him and signed by the Speaker.

Ordered, That the High Sheriff of the City and County of Philadelphia be sent for, and ordered to attend the House immediately; who appearing, and being admitted into the House, the Speaker acquainted him, that the House had chosen him to be their Officer to execute such Warrants and Orders as the House shall appoint, being signed by the Speaker, and that there was now a present Occasion for him to execute an Order of the House against the Secretary; which the said Sheriff promised to do; and was thereupon ordered to withdraw, and attend the House in an Hour, to receive their Order.

Who attending accordingly, the Warrant or Order for apprehending the Secretary was delivered him, a Copy whereof hereafter follows.

*At the Assembly held at Philadelphia, the 25th Day of
November, 1709.*

THE House of Representatives did, Yesterday, adjudge *James Logan* for his Offence in reflecting upon sundry Members of this House in particular, and the whole House in general, charging the Proceedings of this Assembly with Unfairness and Injustice:

These are therefore, in the Behalf of the said House of Representatives, to require and charge thee to attach the Body of the said *James Logan*, and him take forthwith into thy Custody within the County Goal of our Lady the Queen, for the County of *Philadelphia*, under thy Charge, and him therein

safely to detain and keep, until he shall willingly make his Submission to the Satisfaction of this House, or of such an Order as this House shall take for the same during the Continuance of this present Assembly, and this shall be thy sufficient Warrant in that Behalf.

Given under my Hand this Twenty-fifth of November, 1709.

To Peter Evans, Esq; *Sheriff of the City and County of Philadelphia.* DAVID LLOYD, Speaker.

Adjourned till Nine a Clock To-morrow Morning.

The House met, and the Members being called over, a Quorum appeared.

The Sheriff of the City and County of *Philadelphia* attending the House, and being admitted, declared to the House, That he had been with the Secretary, and had acquainted him that he had a Warrant from the Assembly against him, and shewed him the said Warrant; that the Secretary thereupon desired him to go with him to the Governor, which accordingly he did, at the House of *Richard Hill*, Mayor of the City of *Philadelphia*; that the Governor was pleased to command him to desist, and not to touch the said *Logan*, at his Peril, by any Order from the Assembly, declaring that we were no Assembly; that the Governor had sent for him before he had received the Warrants, and charged him not to execute any such if it should come to his Hands; that the said *Richard Hill*, being there when he was thus before the Governor with the Secretary, demanded of him how he durst execute such a Warrant in this Place without acquainting him first with it (with other menacing Expressions.) Whereupon the Speaker acquainted him, That if the Governor thought fit to supercede the said Warrant, it must be by an Instrument in Writing, otherwise the House can take no Notice of it, but will expect him to do his Duty; and he thereupon was ordered to withdraw.

The Speaker acquainted the House, That he received a Paper last Night, by *Stephen Gold*, from the Governor, which contained some Account of what he had said to some Members of Assembly about the Secretary's Trial, &c. which he has desired may be communicated to the Members as Opportunity offers, and to the House, at their next Meeting; for that he cannot now consider the Assembly as a House, seeing they have dropt their own Adjournment, as he says, or Words to that Effect. Adjourned till *Monday* next, being the Twenty-eighth Instant, at Two a Clock, P. M.

The House met, and the Members being called over, a Quorum appeared.

Peter Evans, Sheriff of the City and County of *Philadelphia*, being, upon his Request, admitted into the House, declared, That he had received from the Governor a *Supersedeas* to the Warrant signed by the Speaker against the Secretary, under the Governor's Hand, and the Seal of the Province, which he produced, and delivered to the Speaker; which being read in the House, and the Contents thereof considered, and debated, the House came to the following Resolutions thereupon, N. C. D.

1. *Resolved*, That the Governor hath no Right or lawful authority, by the Constitution of this Government, to prohibit the Orders of the Assembly for punishing Contempts and Abuses offered them when they attend the Services of the Assembly.

2. *Resolved*, That the *Supersedeas*, so as aforesaid issued by the present Lieutenant Governor, is illegal, and the granting thereof arbitrary; and that all such as advised him to grant the same, have given him pernicious Counsel, tending to subvert the Rights and Privileges of such Assemblies, and to the manifest Obstructions of Justice.

3. *Resolved*, That the Governor's Objection that this Assembly is no House, because, as he says, they dropt their Adjournment, is of no Weight; because, if that should be granted, 'tis possible that by Violence of Weather, Mortality or Indisposition, it may often happen, as it hath done heretofore, that Two Thirds of the whole Number cannot meet on the Day appointed; in which Case the Constitution might be in danger of a Dissolution, which would be an Absurdity not to be supposed.

Ordered, That a Remonstrance be drawn to be sent to the Governor on this Occasion; as also to press him to pass such Bills as will be ready to be sent him therewith, with what other Bills are before him; and that it be brought to the House as soon as drawn.

Ordered, That the Bill of Fees be regulated, according to the Agreement of the Committees appointed by the Governor to settle the same; which being done accordingly, was read and agreed to by the House, N. C. D.

Resolved, That it is the Opinion of this House, N. C. D. that the said *Peter Evans*, Sheriff of the City and County of *Philadelphia*, ought to execute the Warrant directed to him, and signed by the Speaker, against the Secretary, notwithstanding the Commands of any Person or Persons here to the contrary; and it is farther ordered, that *Henry Lewis*, and *William Smith*, do give him Notice thereof.

Who returned, and reported, that they had delivered the said Message to the Sheriff according to Order.

The Speaker acquainted the House, That he had received, last *Seventh Day*, in the Evening, a Letter from *George Whitehead*, and *Thomas Lower*, two of the Assembly's Agents in *London*, dated the Seventh of the *Third Month* last, to the Assembly here; which being read in the House, containing an Account of their Endeavours with the Proprietary, for the Ease of the People of this Province; and that he had assured them, he would answer the Contents of the Assembly's Letter of the *Fifteenth of October*, 1708, himself; and that the Secretary shall be brought to his Trial upon the Articles against him, &c.

Resolved, N. C. D. That a Letter be forthwith drawn, to be sent to the said Persons, and *William Mead*, the other Agent, to be signed by the Speaker, and all the Members present, containing a Narrative of the Proceedings of the last and present Assemblies; and how the Governor has hitherto declined to concur in passing such Bills as they have laid before him; and, particularly, how he has treated the present Assembly, in respect to the Secretary, and otherwise, &c. and a Committee is desired and ordered to prepare the same, and bring it to the House as soon as drawn. Adjourned till Nine a Clock To-morrow Morning.

The House met, and the Members being called over, a Quorum appeared.

The Remonstrance, agreed on Yesterday, to be sent to the Governor, being drawn, and brought to the House, was ordered to be read; and, after some Amendments, was agreed to by the House, N. C. D. and ordered to be transcribed.

Also the Letter, agreed to be prepared and sent to the Assembly's Agents in *London*, was brought to the House, and read; and, after some Amendments, was agreed to by the House, N. C. D. and ordered to be transcribed; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, and the Members being called over, a Quorum appeared.

The Remonstrance, agreed on Yesterday in the House, being transcribed, was brought to the House, and signed by the Speaker, according to Order.

Ordered, That *Pentecost Teague*, *Griffith Jones*, *Samuel Richardson*, *Samuel Dark*, and *William Smith*, do attend the Governor with the said Remonstrance; and also deliver him the Bill of Courts, and the Bill of Fees, regulated as aforesaid.

They returned, and reported, that they cannot meet with

the Governor, tho' they diligently sought him; which said Remonstrance is as followeth,

The REMONSTRANCE of the House of Representatives of the Freemen of the Province of *Pennsylvania*, presented to CHARLES GOOKIN, Esq: Lieutenant Governor of the same Province, the 30th Day of *November*, 1709.

May it please the Governor,

Note, *This Remonstrance is wanting, both in the Minutes of Council and Assembly; but the Substance of it may be collected from the subsequent Minutes.*

Ordered, That the same Members endeavour to deliver it to the Governor in the Afternoon. Adjourned till Three a Clock, P. M.

The House met, and the Members being called over, a Quorum appeared.

The Members appointed to present the Remonstrance and Bills to the Governor, reported to the House, that they had met with the Governor at the House of *Charles Spencer*, to whom they delivered their Message; and also presented the said Remonstrance, with the two Bills, desiring his Concurrence thereunto; as also to the Bill about religious Societies, and the supplementary Act for raising County Levies; and that the Governor was pleased to tell them, that we are no Assembly, and would receive no Papers from them as Members of Assembly; that upon pressing him to receive the said Bills and Remonstrance, in hopes (as they told him) that upon deliberate Consideration, he will see Cause to alter his Opinion and Resolution; he was pleased to tell them, that he was a Stranger amongst us, and to our Constitution; and therefore had taken the Advice of his Council, who had advised him that we are no Assembly, in their Judgment, which was the Reason he would receive no Papers from them, as Members of Assembly, with more Words to the same Purpose; and that therefore they had brought the said Bills and Remonstrance back to the House again.

Adjourned till Nine a Clock To-morrow Morning.

The House met, and the Members being called over a Quorum appeared.

A Motion being made, that in regard the Governor refused to receive the Remonstrance and Bills, presented him last Night, that therefore the said Remonstrance and the Bills be lodged with *Edward Shippen* the eldest Member of Council, and that he be desired to present them to the Governor for his Consideration as soon as a good Opportunity offers; and, that

in case the Governor persists in his Refusal to receive them, that the said *Edward Shippen* be ordered, to return them to the Speaker? *Passed in the Affirmative*, N. C. D.

Ordered, That *Joshua Hoopes*, and *John Roberts*, carry them to the said *Edward Shippen* accordingly, and acquaint him with the Order of the House therein.

They returned, and reported, that they had delivered them to the said *Edward Shippen*; and also acquainted him with the Order of the House therein; who promised them to observe it.

The Question being put, that a Copy of the said Remonstrance be sent to the Coffee-house for publick View? *Passed in the Affirmative*, N. C. D.

A Motion being made, that forasmuch as the House has been given to understand, that some Persons have insinuated to the Governor, that no Instance can be given, that any former Assembly, in this Province, proceeded to order any Person to be attached who was not a Member of their own House; and seeing there are divers Instances to be given of the contrary, in this Province, particularly the Case of *Patrick Robinson*; and also *Johannes Lawrenson*, complained against by *Joseph Growdon*, for giving him the Way, &c. that therefore the said two Instances shall be noted in the Margent of the said Remonstrance before it be exposed for publick View;

Ordered, That the same be inserted accordingly.

Ordered, That *Francis Cooke* do carry the said Remonstrance to the Coffee-house, to be exposed for publick View.

Who returned, and reported, that he had delivered or left the same at the Coffee-house, according to Order.

A Motion being made, that such Parts of the Journal of this Assembly, as a Committee of this House, now to be appointed, shall agree on, be transcribed, and exposed to publick View, for the Satisfaction of the Inhabitants of this Province; and that *Griffith Jones*, *Joseph Wilcox*, *Pentecost Teague*, *Francis Cooke*, *John Cooke*, *Abraham Bickley*, or as many of them as can conveniently meet, shall, with the Speaker, be a Committee for that Purpose, who may order as many Copies thereof as they think fit, and can get drawn without Charge to the Publick; but that the said Copies be examined, and signed by the Speaker, before they be exposed? *Passed in the Affirmative*, N. C. D.

The Letter, drawn to be sent to the Assembly's Agents in *London*, being transcribed, with a Duplicate thereof, the said Transcript and Duplicate, as also the first Draught, was signed by the Speaker, and all the Members present.

Ordered, That the Speaker issue an Order upon the Treasurer, to pay *Joseph Wilcox Six Pounds, One Shilling, and Six-pence*, New Currency, out of the Publick Money in his Hands, being so much due to the said *Joseph* for his immediate Service to this Assembly; as also a Note on the said Treasurer, to pay unto *Nicholas Rosogan*, Door-keeper to this House, the Sum of *Three Pounds, Three Shillings, and Three-pence*, like Currency.

And then the House, considering that the Governor had utterly refused to proceed with the Assembly in Legislation, or otherwise, agreed to adjourn; and accordingly, after having ordered *Pentecost Teague* and *Francis Cooke* to acquaint the Governor therewith, the House Adjourned till the first *Second Day* of the Week in the *Third Month* next, unless the Governor shall think fit, in the Interval, to request their attendance sooner.

CHARLES GOOKIN, Esq; Governor.

At an ASSEMBLY held in PHILADELPHIA, the Fourteenth Day of October, Anno Domini, 1710.

The Names of the Representatives of the Freemen of the Province of *Pennsylvania*, elected to serve in Assembly for the ensuing Year, *viz.*

<i>Philadelphia County.</i>	<i>Chester County.</i>	<i>Bucks County.</i>
<i>Edward Farmar,</i>	<i>Nicholas Pile,</i>	<i>Abel Janney,</i>
<i>William Trent,</i>	<i>Joseph Baker,</i>	<i>John Clark,</i>
<i>Edward Jones,</i>	<i>William Lewis,</i>	<i>Stoffel Vansand,</i>
<i>Thomas Masters,</i>	<i>John Wood,</i>	<i>John Hough,</i>
<i>Thomas Jones,</i>	<i>Nathaniel Newlin,</i>	<i>Thomas Stevenson.</i>
<i>Samuel Cart,</i>	<i>Ephraim Jackson,</i>	<i>Samuel Baker,</i>
<i>Jonathan Dickinson,</i>	<i>Caleb Pusey,</i>	<i>Jeremiah Langhorn,</i>
<i>David Giffing.</i>	<i>Isaac Taylor.</i>	<i>William Biles.</i>

City of Philadelphia.

Richard Hill, Speaker.

Isaac Norris.

THE Representatives of the Freeman of this Province, elected to serve in Assembly for the ensuing Year, met at *Philadelphia* (at the usual Place) and being a Quorum, as the Charter directs, proceeded and chose *Richard Hill*, Esq; to be their Speaker, who being placed in the Chair, read and subscribed the Qualifications by Law prescribed; and then the Members being called over by the Return of the Sheriffs of each County of this Province, the Members present also subscribed the same, *viz. Edward Jones, Thomas Masters,*

Thomas Jones, Samuel Cart, Jonathan Dickinson, David Giffing, Isaac Norris, Nicholas Pile, Joseph Baker, William Lewis, Nathaniel Newlin, Caleb Pusey, Isaac Taylor, Abel Janney, John Clark, Stoffel Vansand, John Hough, Thomas Stevenson and Samuel Baker.

Ordered, That the Speaker forthwith write (by one of the *Chester* Members) to the Sheriff of *Chester*, requiring his Attendance on this House at Nine of the Clock in the Morning the next *Second Day* of the Week, being the sixteenth Instant, with a true Duplicate of his Return of the Members Names, elected to serve in Assembly.

Ordered, That the Speaker write to such Members as are absent, not being sick, that they attend the Service of this House, at the same time; which was done and approved.

Ordered, That *Thomas Masters*, and *Nicholas Pile*, repair to the Governor, to acquaint him the House sits, and desires to know when they shall wait on him to present their Speaker.

Ordered, That *Thomas Stevenson, David Giffing, and Isaac Taylor*, go to *David Lloyd*, and *Joseph Wilcox*, or either of them, and require the Charter, with all other Papers and Writings of former Assemblies, belonging to this House, so that the same be laid before the House the next *Second Day* Morning, being the sixteenth Instant.

Thomas Masters and *Nicholas Pile* report, that the Governor is not yet come to Town from *Newcastle*; and then the House adjourned to *Second Day* Morning, at Nine a Clock precisely, being the sixteenth Instant.

The House met according to Adjournment, the Speaker assumed the Chair, and the Members being called over, a Quorum appeared.

Edward Farmer, Esq; returned a Member of the House, appeared, subscribed the Declarations, &c. by Law required.

John Hoskins, Esq; Sheriff of *Chester*, pursuant to the Speaker's Order of *Seventh Day* last, produced a Duplicate of the Return of the Members for the said County; and *Ephraim Jackson*, being duly returned, and appearing subscribed the Declarations, &c. by Law required; which Duplicate is to the Satisfaction of the House; and the said Sheriff is dismissed.

David Giffing (and the other Members appointed) acquaints the House, that they went, pursuant to the Order of *Seventh Day* last, to *Joseph Wilcox*, and required the Papers and Writings belonging to the late Assembly, and now to this

House, The said *Joseph* made Answer, he had only borrowed the said Papers from the former Speaker, and that it was only safe for him to return them to the said Speaker from whom he had so borrowed the same; but however, he said he would deliver the said Papers and writings to the present Speaker's Order.

Ordered, That *David Giffing*, *Thomas Stevenson*, and *Isaac Taylor*, go to *Joseph Wilcox*, and demand the Charter, and all other Writings and Papers belonging to this House, and that they bring the same forthwith to this House.

David Giffing, and the other Members, sent by Order of this House, being returned, gave the House to understand, they had been with *Joseph Wilcox*, and demanded the Charter and Papers belonging to this House; to which the said *Joseph* answered, that the said Charter and other Papers were in his Custody, but could not deliver the same without an Order in Writing from the Speaker or Clerk of this House; for that the same Charter and Papers were only delivered to him, by the Speaker of the former Assembly, to finish some Clerkship.

Ordered, That the three last mentioned Members go again to *Joseph Wilcox*, and require him to attend this House, and bring with him the Charter and Papers before mentioned.

The said three Members being returned, acquaint the House, they went to *Joseph Wilcox's* House, and were there informed he was gone out of Town.

Ordered, That *Thomas Masters*, and *Nicholas Pile*, attend the Governor, to let him know the House was met, and ready to wait upon him, desiring to know when he would be ready to receive them.

The same Members being returned, report to the House, they had been with the Governor; and that the Governor was pleased to tell them, that as soon as he could get his Council together, he would expect the Attendance of this House.

A Message from the Governor, by *Robert Ashton*, acquainting this House, That the Governor, with his Council, will be ready to receive this House at Three of the Clock this Afternoon, at *Joseph Growdon's* House; and then the House adjourned to Three of the Clock in the Afternoon.

The House met according to Adjournment, the Speaker assumed the Chair, and the Members being called over, a Quorum appeared.

Ordered, That *Thomas Masters*, and *Nicholas Pile*, go to

the Governor to let him know the House is met, and ready to wait on him.

Thomas Masters, and *Nicholas Pile*, being returned, acquaint the House, that the Governor is ready to receive this House.

Resolved, That the House immediately wait upon the Governor, to present their Speaker.

The Assembly having presented their Speaker to the Governor, which being approved, the House returned, and the Speaker reports, That the Governor was pleased to make a Speech to this House, and had delivered him a Copy thereof, which was read, and is as followeth, *viz.*

GENTLEMEN,

"I DON'T doubt but it is obvious to every One's Understanding why I could not agree with the last Assembly; but as I take you to have different Sentiments from them in the publick Affairs of the Province, and have no Designs in View but for the Welfare of it, so you may promise yourselves my ready Assent to all Bills drawn up for that End: and as I have often expressed my Resolution of settling myself amongst you, you will do me but Justice to believe I can have no Aims contrary to the Interest of the People.

Thus then, I hope, a Confidence in each other being established, you will chearfully proceed to frame such Laws as may answer the End of the People's Choice, and make such Provision for the Support of Government as consist with the Character this Province justly bears in all her Majesty's Dominions.

I have not to add, but to recommend that Dispatch to you which the Nature of Things will require, lest, like some former Assemblies, by long Sitting, you bring the Country under such a Debt as perhaps they will not very willingly discharge."

Ordered, That *Issac Norris*, *Thomas Masters*, *Caleb Pusey*, and *Thomas Stevenson*, do prepare an Answer to the Governor's Speech, and lay the same before this House To-morrow Morning.

A Trunk of Papers, which was in the Custody of *Joseph Wilcox*, was delivered in to the House by the Door-keeper: and then the House adjourned till Nine a Clock To-morrow Morning.

The House met according to Adjournment, the Speaker assumed the Chair, and the Members being called over, a Quorum appeared.

In Pursuance of the Order of the House Yesterday made, *Isaac Norris*, and the rest of the Members appointed, laid

before this House the Answer, by them prepared, to the Governor's Speech, which was read, and ordered to be read again Paragraph by Paragraph; which was done, and, after some Amendments, was agreed to, N. C. D. and is as followeth, *viz.*

To the Honourable CHARLES GOOKIN, Esq; Lieutenant Governor of the Province of *Pennsylvania*, &c.

The ADDRESS of the Representatives of the said Province, In Assembly met.

May it please the Governor,

WE the Representatives of the Province of Pennsylvania, are duly thankful for thy favourable Speech to us, and the good Assurance thou art pleased to give us of thy ready Assent to such Bills as we shall prepare and offer for the Country's Welfare.

And we cannot but very particularly express our Satisfaction in thy grateful Resolution to settle amongst us; and that thou art pleased so to engage with us in one common Bottom, as to have no other Aims but the Interest of the People we represent.

We have Reason to hope, and shall always endeavour, for the Establishment of such a mutual Confidence, as shall not only facilitate and shorten the Means, but effectually obtain those Ends; and doubt not, but that when we shall take into Consideration what Bills may be necessary for the Good and Utility of the Province, that of the Support will also fall under our Care.

We take regardful Notice of the Dispatch thou art pleased to recommend to us; and therefore, that we may the more diligently and closely attend the publick Affairs, when we set about them (which, for several Reasons, we cannot so effectually pursue at present) we crave Leave to acquaint the Governor, that we have Inclinations to adjourn to some Time in the Beginning of December, if that may suit the Governor's Leisure.

Signed by Order of the House, by

RICHARD HILL, Speaker.

Ordered, That Isaac Norris, Nathaniel Newlin, Thomas Jones, and Thomas Stevenson, do wait upon the Governor with the Address in answer to the Governor's Speech to the Assembly; and that the said Members enquire of the Governor for such Laws as are returned disallowed by the Queen.

The said Members report, they delivered the said Address to the Governor, and that he was pleased to concede to the

Time therein proposed by House for Adjournment; and did acquaint them, that the Laws disallowed by the Queen, were in the Master of the Rolls Hands, where the same might be had by the House.

Ordered, That *Thomas Masters, Isaac Norris, Jonathan Dickinson, Caleb Pusey, Nicholas Pile, Thomas Stevenson, and Abel Janney*, or so many of them as can attend, with the Speaker's Assistance, be a Committee, during the Adjournment of this House, to receive such Laws as are returned disapproved of by the Queen; also that the said Committee, or some of them, enquire for, and receive of, *David Lloyd, Joseph Wilcox*, or any other Person, all Books, Writings and Papers belonging to this House, and make a Catalogue of the same, to lay before this House at their next Sitting.

Ordered, That Copies of the Governor's Speech, and Address of the Assembly, be left at the Coffee-house for the Publick View.

The House agreed to adjourn to the fourth Day of *December* next, of which Time the Speaker is desired to acquaint the Governor.

Ordered, That the Speaker direct the Mending of the Windows of the Room where the House sits, and provide Fire-wood, against next Sitting.

Ordered, That the Trunk and Papers, belonging to the Assembly, be lodged in the Hands of the Speaker; and then the House adjourned till the fourth Day of *December*, at, Two of the Clock in the Afternoon.

THE House met, according to Adjournment, the Speaker assumed the Chair, and the Members being called over a Quorum appeared.

William Trent, and *John Wood*, Members returned to serve in this Assembly, appeared, and took the Qualifications by Law required.

Ordered, That *Nicholas Pile*, and *Isaac Taylor*, go to the Governor, and acquaint him the House is met.

Who being returned, acquaint the House, they cannot meet with the Governor.

The Committee appointed by the last Sitting, of this House, do report, that they have brought into this House such Papers as they found, by Enquiry, belonging to this House; but a Supply Bill, proposed by a former Assembly, is detained by *David Lloyd*, under Pretence that he is not yet paid for the drawing of the same.

Ordered, That *Isaac Norris, Samuel Cart, Nicholas Pile*,

and *Samuel Baker*, wait upon the Governor, and acquaint him, the House is inclinable to adjourn to the first Day of the next Month, if consistent with the Governor's Pleasure; which last Members being returned, informed the House, they met with the Governor; and that he was willing the House should adjourn according to the Time proposed.

Ordered, That the same Persons as were appointed on the Seventeenth of *October* last to receive from *David Lloyd* and others the Writings and Papers belonging to this House, or as many of the said Members as can conveniently attend, be continued a Committee, to demand the said Supply Bill, and all other Papers belonging to this House, and to make Report thereof to the next Sitting of this House; and then the House adjourned till the first Day of *January* next.

THE House met, the Speaker assumed the Chair, and the Members being called over, a Quorum appeared.

Jeremiah Langhorn, and *William Biles*, made their Appearance, and received their Qualifications as the Law directs.

Ordered, That *Isaac Norris*, and *Samuel Cart*, go to the Governor, and acquaint him there is a full House, and ready to receive his Commands.

The said Members returned, and reported to the House, that they had delivered their Message to the Governor, according to Order; who acquainted them, that he had no other Business for the House at present than what he had already communicated to them.

The Queen's Repeal of certain Laws, made and past in this Province, in the Year 1705, to wit, *An Act against riotous Sports, Plays and Games; an Act limiting the Presentments of the Grand Jury; an Act for the further securing the Administration of the Government of this Province; an Act for the acknowledging and recording of Deeds; an Act directing the Qualifications of Magistrates and Officers; as also the Manner of giving Evidence; and an Act for the better proportioning the Rates of Money, made upon Contracts, according to the former Regulation; and also the Reasons for repealing the same Laws; together with certain Directions from the Queen in Council to the Proprietary, and Governor in Chief of this Province, concerning the transmitting such Laws as shall hereafter be made here for her Majesty's Approbation or Disallowance, &c.* were all read.

Richard Heath, being appointed Clerk of the Assembly by Affirmation, was engaged to Secrecy, and a true Performance of his Trust; and by the Consent of this House is al-

lowed *Four Shillings and Sixpence per Day*, for his Service in Assembly, and to be paid for extraordinary Services between each Adjournment and Sitting, and to have the Benefit of all Copies or Transcripts to be made out of the Journal, at such Rates as the House shall adjudge; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, and the Speaker assumed the Chair, and the Members being called over, a Quorum appeared.

The Speaker reports to the House, that he, with some other Members (continued a Committee, to demand the Supply Bill and other Papers belonging to this House) have been several Times at the House of *David Lloyd*, but he being out of Town, they had not Opportunity of speaking with him.

Ordered, That *Thomas Stevenson*, *Caleb Pusey*, and *Nathaniel Newlin*, do go to *David Lloyd*, and demand the Supply Bill by a former Assembly, with any other Bills or Papers which of Right belong to this House.

Divers* Rules proposed to be observed by this House were read and approved.

A Bill for establishing Courts of Judicature in this Province, prepared by former Assemblies, was read, which being very long, was left to the further Consideration of the House; and then the House adjourned till Three a Clock in the Afternoon.

The House met, and the Members being called over, a Quorum appeared.

Several Acts past in this Province in 1705, since repealed by the Queen, together with the Reasons for repealing the same, were distinctly read, and some Amendments proposed, *viz.*

An Act against riotous Sports, Plays and Games.

Ordered, That the same be amended, and made, as near as may be, conformable to the Laws of *Great-Britain* in such Cases.

An Act limiting the Presentments of the Grand Jury;

Ordered, That the same be left to the Consideration of a Committee for Amendment.

An Act for the farther securing the Administration of the Government of this Province;

Ordered, That the same be amended according to the Queen's Objection, and until her farther Pleasure be known.

An Act for acknowledging and recording of Deeds;

*These Rules and verbatim the same as in the first printed Votes, Part II, Page 2. Anno 1703.

Ordered, That the same be amended according to the Queen's Objection.

An Act directing the Qualifications of all Magistrates and Officers; as also the Manner of giving Evidence;

Ordered, That the same be referred to the Consideration of a Committee for a suitable Amendment.

Ordered, That Isaac Norris, Caleb Pusey, Jeremiah Langhorn, Edward Farmar, and Jonathan Dickinson, be a committee to revise and amend the five last mentioned Acts accordingly, and make Report thereof to this House next *Seventh Day Morning*, being the sixth Instant; and then the House adjourned till Eight a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The following Bills, prepared by former Assemblies, intituled, *viz. An Act against Menacing, and Assault, and Battery; an Act for impowering religious Societies, Towns and Villages, to buy, hold and dispose of Lands, Tenements and Hereditaments; a Supplementary Act for the more effectual raising Levies in the Several Counties of this Province, and the City of Philadelphia, and appropriating the Same, an Act to oblige Witnesses to give Evidence, and to prevent false Swearing; an Act of Privileges to a Freeman; an Act for Priority of Payment of Debts to the Inhabitants of this Province; an Act for establishing and regulating a Ferry over Delaware River, between the Towns of New-Bristol and Burlington; and an Act to prevent the Sale of ill tanned Leather, and working the same into Shoes and Boots;* were read, and ordered a second Reading; and then the House adjourned till Two a Clock, *Post Meridiem*.

The House met, and the Members being called over, a Quorum appeared.

The following Bills, prepared by former Assemblies, intituled, *An Act confirming Patents and Grants, and for Prevention of Law-suits;* and also, *an Act that no Publickhouse or Inn within this Province, be kept without Licence;* and also, *an Act to prevent Disputes which may hereafter arise about the Dates of Conveyances, and other Instruments and Writings;* together with certain Proposals of Amendments to the first mentioned Bill, made by the late Governor, *John Evans*, to a former Assembly, were all read, and ordered to be read a second Time.

The late repealed Law for establishing Courts of Judicature, &c. was read, and referred to further Consideration.

Edward Farmar, a Member of this House, had Leave to be absent two Days; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called over, a Quorum appeared.

The present Lieutenant Governor's Ordinance for establishing Courts of Judicature in this Province, was read, and referred to further Consideration.

Ordered, That the Committee appointed to revise and amend the Bill, intituled, *An Act against riotous Sports, Plays, and Games*; with other Bills lately repealed by the Queen, do attend this House at Two a Clock this Afternoon; and that *Nicholas Pile* do acquaint them therewith accordingly; and then the House adjourned till Two a Clock this Afternoon.

The House met, and the Members being called over, a Quorum appeared.

A Scheme prepared by *Robert Ashton*, intituled, *An Act for the better establishing the Several Courts of Judicature within this Province of Pennsylvania*, was read, and referred to further Consideration.

Nicholas Pile (who was ordered to acquaint the Committee appointed to revise and amend certain repealed Laws, that the House expected their Attendance at Two a Clock this Afternoon) reports, that he had acquainted them with the Order of the House in that Behalf; and that they answered, that such of them as are in Town would give their Attendance accordingly.

A Bill for the better repairing and amending the Highways, was read, and ordered a second Reading.

Ordered, That Candles be brought in; and they were brought in accordingly.

Part of the Bill (read on the second Instant) prepared by a former Assembly, for establishing Courts, was read by Paragraphs, and debated;

Resolved, That the House will proceed on the further Consideration of the Residue of the said Bill To-morrow Morning.

A petition of divers of the Inhabitants of the City of *Philadelphia*, praying an Act to be past for regulating the Differences that may happen concerning Party Walls, was read.

Ordered, That Leave be given to the Petitioners to bring in a Bill for that Purpose; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called over, a Quorum appeared.

The House, according to the Resolve of Yesterday, proceeded in the Reading and Debate of the Residue of the Bill for establishing Courts, prepared by a former Assembly; and Part thereof being deliberately read and debated by Paragraphs, the House agreed further to proceed in the Consideration thereof in the Afternoon; and then the House adjourned till Two a Clock in the Afternoon.

The House met, and the Members being called over, a Quorum appeared.

The Residue of the Bill for establishing Courts of Judicature in this Province, was read, and debated by Paragraphs.

Ordered, That Candles be brought in; and they were brought in accordingly.

Several Notes made, and Questions arising upon the said Bill for establishing Courts, were drawn up, and left to be further considered in a Committee of the whole House.

Resolved, That this House will, To-morrow Morning, resolve itself into a Committee of the whole House, to consider further of the Bill for establishing Courts of Judicature in this Province; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called over, a Quorum appeared.

A Motion being made, and the Question put, that any Person in this Province may have Transcripts or Copies of all or any the Votes or Resolves of this House, made out by the Clerk of the House, they paying for the same? *It past in the Negative*.

A Motion being made, and the Question put, that the Votes, Resolves, Orders, and Reports of this House, be transcribed by the Clerk, signed by the Speaker, and published twice a Week at the Publick Charge. *It past in the Affirmative*.

The House, according to the Order of Yesterday, resolved itself into a Committee of the Whole House, to consider further of the Bill for establishing Courts of Judicature in this Province; and after some time spent therein, the Speaker resumed the Chair, and *Isaac Norris*, Chairman of the said Committee, reports, that they had made some Progress in the Matters to them referred, and desired further Time to proceed in the Consideration thereof.

Resolved, That this House will, on the eighth Instant, in the Afternoon, again resolve itself into a Committee of the whole House, to consider further of the said Bill.

Isaac Norris reports from the Committee appointed on the

second Instant to revise and amend five of the Laws lately repealed by the Queen, that they had made some Progress therein, but being required to attend this House, had not finished; and therefore desired farther Time to complete the same; and then the House adjourned till Two a Clock in the Afternoon precisely, on the eighth Instant.

The House met, the Speaker assumed the Chair, and the Members being called over, a Quorum appeared.

The House, according to the Order of the sixth Instant, resolved itself into a Committee of the whole House, to proceed upon the further Consideration of the Bill for establishing the Courts of Judicature in this Province; and, after some Time spent therein, the Speaker resumed the Chair, and *Isaac Norris*, Chairman of the said Committee, reports, that they have gone through the Notes and Queries upon the said Bill, to them referred, and delivered their Opinion (with divers proposed Amendments thereupon) in Writing at the Table.

Ordered, That Candles be brought in; and they were brought in accordingly.

The Amendments proposed by the grand Committee to the Bill for establishing Courts of Judicature in this Province, as delivered in by the Chairman of the said Committee, were read, and considered.

Ordered, That the Members, appointed on the second Instant to revise and amend five of the Laws lately repealed by the Queen, be continued a Committee for that Purpose; and that the said Bill for establishing Courts of Judicature in this Province, and proposed Amendments, be referred to the said Committee, to be further considered of; and that they make Report of their Proceedings to this House on the twelfth Instant, at Nine a Clock in the Morning; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called over, a Quorum appeared.

The Bill to prevent the Sale of ill tanned Leather, and working the same into Shoes, Boots and Slippers, was read a second Time; and committed.

Ordered, That the Stile of the said Bill be changed.

A Bill for establishing and regulating *Bristol Ferry*, was read the second Time, and, with some proposed Amendments, was committed.

Resolved, That a Clause be added to the said Bill, to in-

clude and regulate *Neshaminy Ferry*, *Dunks's Ferry*, and the *Falls Ferry*.

Ordered, That the two last mentioned Bills be drawn up accordingly by the Committee appointed to amend the five repealed Laws, and Bill for establishing Courts of Judicature in this province; and then the House adjourned till Two a Clock this Afternoon.

The House met, and the Members being called over, a Quorum appeared.

The Bill, intituled, *An Act of Privileges to a Freeman*, was read a second Time, and committed.

A Bill for Priority of Payment of Debts to the Inhabitants of this Province, was read a second Time, and committed.

Ordered, That Candles be brought in; and they were brought in accordingly.

A Bill to enable religious Societies, Towns and Villages, to purchase and hold Lands and Tenements, &c. was read a second Time, and committed.

A Bill against Menacing, Assault, and Battery, was read a second Time, and committed.

A Bill for the better repairing and amending the High-ways, was read a second Time:

And a Motion being made, and the Question put, that the said Bill be committed? *It past in the Negative*.

A Bill, intituled *A Supplementary Act for raising County Levies*, was read a second Time, and committed; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, and the Speaker assumed the Chair, and the Members being called over, a Quorum appeared.

A Bill to oblige Witnesses to give Evidence, and to prevent false Swearing, was read a second Time, and committed.

A Bill, that no Inn or Publick-house be kept in this Province without a Licence, was read a second Time, and committed.

A Bill to prevent Disputes on Dates of Conveyances, &c. was read, a second Time, and committed; and then the House adjourned till Two a Clock in the Afternoon.

The House met, and the Members being called over, a Quorum appeared.

A Bill for regulating the Fees, was read the first Time, and ordered a second Reading; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, and the Speaker assumed the Chair, the Members being called over, a Quorum appeared.

Part of the Bill for regulating and establishing Fees was read, and debated.

Resolved, That this House will go upon the further Consideration of the said Bill this Afternoon; and then the House adjourned till Three a Clock in the Afternoon.

The House met, and the Members being called over, a Quorum appeared.

The House, according to Order, proceeded in the further Consideration of the Bill of Fees; which being read the second Time, and debated, was committed.

Resolved, It be an Instruction to the Committee on the said Bill, that they enquire what Fees the several Officers therein named do now take; and where any great Variance appears, report the same to this House.

Ordered, That Candles be brought in; and the same were brought in accordingly.

A Bill for the better enabling the Mayor and Commonalty of the City of *Philadelphia* to pursue and execute the Powers granted them by Charter, was read the first Time, and ordered a second Reading; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called over, a Quorum appeared.

A Motion being made by the Speaker, that a larger Trunk be provided to contain the Writings and Papers belonging to this House.

Ordered, That the Speaker provide such a Trunk to contain the same Writings and Papers; and that the same remain in the House where the Assembly sits;

Which Trunk was provided accordingly.

A Message from the Governor by two Members of Assembly, acquainting this House, that he had some Occasion to go down to *Newcastle* for a few days; and desired to know if this House had any Thing prepared to lay before him.

Ordered, That *Thomas Masters*, *Nicholas Pile*, and *Thomas Stevenson*, do wait upon the Governor, and acquaint him, that this House has not yet any Thing fully prepared for his Concurrence.

A Motion being made by the Speaker, that inasmuch as the former Order of this House, for publishing the Votes twice a Week, proves too troublesome to be compiled withal, without interfering with the other Business of this House.

Ordered, That the Votes of this House be transcribed by

the Clerk, signed by the Speaker, and published but once a Week.

The Committee appointed to revise and amend divers of the late repealed Laws, and to consider of certain proposed Amendments to the Bill for establishing Courts, report (according to the Order of the eighth Instant) that they had revised, amended, and drawn up the following Bills, *viz.*

A Bill for the further securing the Administration of the Government; a Bill for acknowledging and recording of Deeds; a Bill for Qualification of Magistrates, &c. and a Bill against riotous Sports, &c. which they delivered in at the Table; and that they could not apprehend any Service in the Bill limiting the Presentments of the Grand Jury, but submitted the same to be further considered by this House; and that they had made such Amendments to the Bill for establishing Courts, &c. as they thought requisite; which was delivered in accordingly.

The Bill for the further securing the Administration of the Government, was read the first Time, and ordered a second Reading.

The Bill against riotous Sports, Plays and Games, was read, and ordered a second Reading; and then the House adjourned till Two a Clock this Afternoon.

The House met, and the Members being called over, a Quorum appeared.

The Bill for qualifying Magistrates, was read, and ordered a second Reading.

The Bill for acknowledging and recording Deeds, was read, and ordered a second Reading.

A Bill to confirm Patents and Grants, and prevent Law-suits, was read a second Time, with divers Amendments there-to proposed to a former Assembly from the Council-board; which Bill, with the said Amendments, being put to the Vote?

It past in the Negative.

Resolved, That the said Bill be laid aside for the present.

Ordered, That Candles be brought in; and they were brought in accordingly.

A Bill to enable the Mayor and Commonalty of the City of *Philadelphia* to execute the Powers granted them by Charter, was read a second Time, and debated; and the Question being put, that the said Bill, with some proposed Amendments, be committed? *It past in the Negative.* And then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called over, a Quorum appeared.

A Petition of *Thomas Fairman*, presented to this House, praying redress in relation to a Road laid out through his improved Land to accommodate Capt. *Anthony Palmer*, was read and considered.

Resolved, That it is the unanimous Opinion of this House, that the Business relating to a Road set forth in the said Petition, is properly cognizable in the Courts of Judicature, as the Laws of this Province in such Case direct; and that *David Giffing* acquaint the said *Thomas Fairman* therewith.

Caleb Pusey, and the other Members appointed to require the Supply Bill prepared by a former Assembly, and any other Papers belonging to this House, of *David Lloyd*, report, that they have been with him and that he has delivered them the said Bill; but that he knew not where the Remonstrance (sent to *England* in the Name of the Assembly of this Province, in the Year *One Thousand Seven Hundred and Four*, and signed by him the said *David Lloyd*, as Speaker of the same) was, for that it had been lent to some Persons who desired Copies thereof.

The Bill for the further securing the Administration of the Government, was read a second Time; and, after some Amendments made thereto by the House, was committed.

A Bill prepared by a former Assembly of this Province, for raising a Supply of *Two Pence per Pound*, and *Eight Shillings per Head*, and for levying the Arrears of former Taxes, and taking the Accounts thereof; as also for laying an Impost upon *Negroes* imported into this Province, was read, and considered.

Resolved, That this House will go upon further consideration of the most proper Ways and Means for the raising a suitable Supply for the Support of this Government, and the Exigencies thereof, some Time next Week; and then the House adjourned till Two a Clock on the next *Second Day* in the Afternoon, being the fifteenth Instant.

The House met, the Speaker assumed the Chair, and the Members being called over, a Quorum appeared.

A Petition of divers of the Inhabitants of the County of *Chester*, complaining of extraordinary Charges of Ferriage at Lower Ferry over the River *Schuylkill*, and of the Ferryman's extorting more than his due for the single Passage of a Man and Horse, through the Fraction, happening in Exchange of Money, and praying Relief in the Premises, was

read, and ordered to lie upon the Table to be further considered; and that *Benjamin Chambers*, Keeper of the said Ferry, attend this House on the Twenty-second Instant, whereof *John Wood* is appointed to acquaint him.

A Bill for Qualifications of Magistrates, &c. was read a second Time, and committed; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called over, a Quorum appeared.

A Bill against riotous Sports, Plays and Games, was read a second Time, and committed.

A Bill for acknowledging and recording of Deeds, was read a second Time, and committed; and then the House adjourned till Two a Clock in the Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called over, a Quorum appeared.

Part of the Bill for establishing Courts of Judicature in this Province, with the Amendments made by the Committee to the same, was read by Paragraphs, and debated.

Resolved, That this House will proceed upon the Consideration of the Residue of the said Bill To-morrow Morning; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called over, a Quorum appeared.

The House, according to the Resolve of Yesterday, proceeded in the further Reading and Debate of the Bill for establishing Courts of Judicature in this Province, with the Amendments made by the Committee thereto, and agreed further to proceed thereon in the Afternoon; and then the House adjourned till Two a Clock this Afternoon.

The House met, and the Members being called over, a Quorum appeared.

The House proceeded in the further Reading and Debate of the Bill for establishing Courts of Judicature in this Province, with the Amendments made by the Committee thereto, and agreed to proceed in the Reading and Debate of the Residue thereof To-morrow Morning.

Ordered, That the Clerk bring the several Statutes of *England*, recited in the said Bill, to the House To-morrow Morning; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called over, a Quorum appeared.

The Clerk, according to Order, brought to the House the Statutes recited in the Bill for establishing Courts, which was read.

The House then proceeded in the Reading and Debate of the Residue of the Bill for the establishing Courts of Judicature in this Province, with the Amendments proposed by the Committee thereto, and finished the same; and some Amendments were made to the same by the House, and the Question being put, that the said Bill, as amended, do pass? *It was carried in the Affirmative.*

Ordered, That the said Bill and Amendments be ingrossed; and that *Caleb Pusey*, *William Trent*, and *Thomas Stevenson*, do present the same to the Governor for his Concurrence; and then the House adjourned till Two a Clock this Afternoon.

The House met, and the Members being called over, a Quorum appeared.

Thomas Stevenson had Leave to be absent till next *Second Day*.

The House having received Tables of Fees from several Officers nominated in the Bill of Fees (as now taken by the Officers) and thereupon the House thought fit to go immediately upon the Consideration of the said Bill of Fees (and that the same should not be committed according to the Order of the tenth Instant) and accordingly Part of the said Bill was read, debated, and amended.

Resolved, That this House will proceed in the further reading and Consideration of the said Bill To-morrow Morning; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called over, a Quorum appeared.

The House, according to Order, proceeded in the further Reading and Consideration of the Bill of Fees; and then the House adjourned till Two a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called over, a Quorum appeared.

The House proceeded further in the Reading and Debate of the Residue of the Bill for regulating Fees, and finished the same; and several Amendments were made thereto by the House, and the Question being put, that the said Bill, as amended, do pass? *It was carried in the Affirmative.*

Ordered, That the said Bill and Amendments, be ingrossed; and that *Caleb Pusey*, that *William Trent*, and *Thomas Stev-*

enson, do present the same to the Governor for his Concurrence.

Ordered, That Candles be brought in; and they were brought in accordingly.

A Petition of many of the Inhabitants of the City of *Philadelphia*, was presented to the House, and read, complaining of the great Hardship this Province labours under by the late Alteration of Money (our neighbouring Provinces not yet complying with the Queen's Proclamation, and the late Act of Parliament for Regulation of the same) by Means whereof, our Cash is greatly exhausted, and our Trade decay'd, and praying Relief in the Premises; and the Question being put, that the same be represented to the Queen by an humble Address from this House? *It past in the Affirmative*, N. C. D.

And a Motion being made, and the Question put, that Leave be given to the said Petitioners to bring in a Bill to prevent the Exportation of coined Silver and Gold out of this Government? *It past in the Affirmative*, N. C. D. And then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called over, a Quorum appeared.

This House, according to a Resolve of the thirteenth Instant, taking into serious Consideration the great Advantages (which through the good Favour of Providence) the Inhabitants of this Province enjoy under the present Establishment, are unanimously of Opinion, that the People ought, on their Parts, chearfully to support the same; and thereupon the House resolved itself into a Committee of the whole House, further to consider of the most proper Ways and Means for raising a suitable Supply for Support of the Administration of this Government, and defraying the necessary publick Charges and Exigencies thereof; and, after some Time spent therein, the Speaker resumed the Chair, and *Isaac Norris* reports that they had made some Progress in the Matter to them referred, and find it necessary a Sum be raised for the Uses aforesaid, and are of Opinion the best Method will be by a Tax of Poundage and Poll-money; but that in order thereto, it might be proper a Committee be appointed for inspecting the Publick Accounts of this Province; and also that some Members have it in Charge, to enquire in the respective Counties what their Assessments at *One Penny per Pound* amounts to, and report the same to this House.

Ordered, That *Jonathan Dickinson*, *Jeremiah Langhorn*, and *Isaac Taylor*, be a Committee of Accounts; that they call for

the publick Accounts from the Treasurer, and report the same to this House; and that they take all proper Measures to acquaint themselves, and call for all publick Debts and Demands upon the Province, and report the same to this House on the Twenty-fourth Instant, being *Fourth Day* Morning.

Ordered, That *Nicholas Pile*, and *Ephriam Jackson*, make Enquiry for the Assessment of *Chester County*, and report the same to this House on the Twenty-second Instant.

Ordered, That *Jeremiah Langhorn*, and *Thomas Stevenson*, make the like Enquiry in *Bucks County*, and report the same Day.

Ordered, That *Edward Farmar*, and *Isaac Norris*, do make the same Enquiry for the City and County of *Philadelphia*, and report the same Day.

Resolved, That this House will go upon the further Consideration of raising a Supply for Support of Government, and defraying the necessary publick Charges and Exigencies thereof, some Time next Week; and then the House adjourned till Two a Clock next *Second Day*, being the Twenty-second Instant, P. M.

The House met, the Speaker assumed the Chair, and the Members being called over, a Quorum appeared.

Ordered, That Notice be posted at the Coffee-house and Court-house, that all Persons who claim any Debts from this Province, do forthwith bring in their Accounts thereof to *Jonathan Dickinson*, in *Philadelphia*, who is appointed by this House to receive the same.

Benjamin Chambers, according to Order of the Fifteenth Instant, attended this House, to answer a certain Complaint exhibited to this House (by Petition) against him, in relation to his Ferry; and being admitted into the House made answer thereunto, and presented a Petition to the House, praying Leave to bring in a Bill for establishing his said Ferry for a Term of Years, which was read, and ordered to lie on the Table for further Consideration.

Ordered, That Candles be brought in; and they were brought in accordingly.

The Members appointed on the Twentieth Instant to enquire what the Assessments of each County amounts to at *One Penny per Pound*, report, that they have done accordingly, and brought Accounts of the same.

Ordered, That the said Accounts be laid before the Committee of Accounts; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called over, a Quorum appeared.

The Consideration of the Petition of *Benjamin Chambers*, relating to his Ferry, was again resumed, and the Question being put, that the said Ferry be confirmed to the said *Benjamin* for fourteen Years, under certain Restrictions proposed? *It past in the Affirmative.*

Ordered, That Leave be given to bring in a Bill accordingly; and that *Isaac Norris*, *John Wood*, and *Abel Janney*, do prepare and bring in the said Bill; and that the said Members be a Committee to amend the Bill for establishing *Bristol Ferry*; and that it be an Instruction to the said Committee to insert the Rates of Ferriage as agreed to by this House; and that the Title of the said Bill be, *An Act for establishing and regulating of Ferries over Delaware River and Neshaminey Creek.*

A Bill, intituled, *A Supplementary Act for the more effectual raising of Levies in the several Counties of this Province, and the City of Philadelphia, and for appropriating the same*, was read the third Time; and the Question being put, that the said Bill do pass? *It was carried in the Negative.*

Ordered, That *Caleb Pusey*, *Thomas Masters*, and *Edward Jones*, be a Committee to amend the Bill, intituled, *An Act against riotous Sports, Plays and Games*; and also the Bill directing the Qualifications of Magistrates, and Manner of giving Evidence; and report the same to this House Tomorrow Morning.

Ordered, That *Nicholas Pile*, *Joseph Baker*, and *Ephriam Jackson*, be a Committee to amend the Bill against Menacing, and Assault and Battery; and also the Bill to oblige Witnesses to give Evidence and to prevent false Swearing.

Ordered, That *William Trent*, and *Nathaniel Newlin*, be a Committee to amend the Bill for acknowledging and recording of Deeds.

Ordered, That *Thomas Stevenson*, *John Clark*, and *John Hough*, be a Committee to amend the Bill for the further securing the Administration of the Government.

Ordered, That *Thomas Jones*, and *David Giffing*, be a Committee to amend the Bill for preventing the Sale of ill tanned Leather, and working the same into Shoes and Boots; and also the Bill of Privileges to a Freeman.

Ordered, That *Edward Farmar*, and *Samuel Baker*, be a Committee to amend the Bill for Priority of Payment of

Debts to the Inhabitants of this Province; and also the Bill to prevent Disputes on the Dates of Conveyances, &c.

Ordered, That *Samuel Cart*, and *William Lewis*, be a Committee to amend the Bill, intituled, *An Act that no Publick-house or Inn within this Province, be kept without Licence*; and also, the Bill for empowering religious Societies, Towns and Villages, to buy, hold, and dispose of Lands, Tenements, and Hereditaments.

Ordered, That all Committees make Report of their Proceedings to the House To-morrow Morning; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called over, a Quorum appeared.

Caleb Pusey reports from the Committee to whom the Bill against riotous Sports, Plays and Games, was committed, the Amendments made to the said Bill, which he read in his Place, and delivered in at the Table, and the same being again read, were agreed to by the House; and the said Member also reported, that they had not finished the Bill (to them committed) directing the Qualification of Magistrates, &c. but desired him to move for further Time to finish the same.

Ephraim Jackson reports from the Committee to whom the Bill against Menacing, and Assault and Battery; and the Bill to oblige Witnesses to give Evidence, and to prevent false Swearing, were committed, the Amendments made by them to the said Bills, which he read, and delivered in at the Table.

The Bill against riotous Sports, Plays and Games, as amended, was read the third Time;

Resolved, That the said Bill do pass.

The Bill against Menacing, and Assault and Battery, was read a third Time, and the Question being put, that the said Bill do pass? *It was carried in the Negative*.

A Bill to oblige Witnesses to give Evidence, and to prevent false Swearing, was read a third Time, and the Question being put, that the said Bill do pass? *It was carried in the Negative*; and then the House adjourned till Two a Clock this Afternoon.

The House met, and the Members being called over, a Quorum appeared.

William Trent reports from the Committee to whom the Bill for acknowledging and recording of Deeds was committed, the Amendments made by the said Committee to the said

Bill, which he read in his Place, and delivered in at the Table, and the same were agreed to by the House.

John Clark reports from the Committee to whom the Bill for further securing the Administration of the Government was committed, the Amendments made by the said Committee to the said Bill, which were read, and delivered in at the Table, and the same were agreed to by this House.

Thomas Jones reports from the Committee to whom the Bill of Privileges to a Freeman, and also the Bill to prevent the Sale of ill tanned Leather, and working the same into Shoes and Boots were committed, that they had made some Amendments to the said Bill, which were read, and delivered in at the Table.

Edward Farmar reports from the Committee to whom the Bill for Priority of Payments of Debts to the Inhabitants of this Province; and also the Bill to prevent Disputes which may hereafter arise about the Dates of Conveyances, &c. were committed, that they had made some Amendments to the said Bills, which were read, and delivered in at the Table.

William Lewis reports from the Committee to whom the Bill, intituled, *An Act that no Publick-house or Inn within this Province be kept without Licence*; and also the Bill for empowering religious Societies, Towns and Villages, to buy, hold, and dispose of Lands, Tenements, and Hereditaments, were committed, that they had made some Amendments to the said Bills, which were read, and delivered in at the Table.

Isaac Norris reports from the Committee to whom the Bill for establishing and regulating of Ferries over *Delaware River* and *Neshaminy Creek* was committed, that they had not yet finished the same, and desired further Time.

Jonathan Dickinson reports from the Committee appointed to inspect and revise all Accounts of the Debts of the Province, that they had not yet fully calculated and adjusted the same, and desired further Time.

The Bill to prevent the Sale of ill tanned Leather, &c. was read a third Time, and the Question being put, that the said Bill do pass? *It was carried in the Negative.*

The Bill for the further securing the Administration of this Government, was read a third Time;

Resolved, N. C. D. That the said Bill do pass.

The Bill empowering religious Societies, Towns and Villages, to buy, hold and dispose of Lands, Tenements and Hereditaments, was read a third Time;

Resolved, That the said Bill do pass.

The Bill for acknowledging and recording of Deeds, was read a third Time;

Resolved, That the said Bill do pass.

The Bill, intituled, *An Act that no Publick-house or Inn within this Province be kept without Licence*, was read a third Time;

Resolved, N. C. D. That the said Bill do pass.

Ordered, That Candles be brought in; and they were brought in accordingly.

A Bill to prevent Disputes on Dates of Conveyances, and other Instruments and Writings, was read the third Time;

Resolved, N. C. D. That the said Bill do pass.

The Bill for Priority of Payment of Debts to the Inhabitants of this Province, was read the third Time;

Resolved, That the said Bill do pass; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called over, a Quorum appeared.

A Bill for settling Bounds of Lands, according to the Line of marked Trees, to be every four Years reviewed by View of the Neighbourhood, was read, and ordered a second Reading.

The Members appointed the Twenty-third Instant to prepare a Bill for establishing the Lower Ferry, on the River *Schuylkill*, brought in the said Bill, which was read, and ordered a second Reading.

Ordered, That *Caleb Pusey, Edward Farmar, Thomas Masters*, and *Jeremiah Langhorn*, do present these six ingrossed Bills following to the Governor, for his Concurrence, *viz.*

An Act to prevent Disputes on Dates of Conveyances, and other Instruments and Writings; an Act of Privileges to a Freeman; an Act for Priority of Payment of Debts to the Inhabitants of this Province; an Act for impowering religious Societies, Towns and Villages, to buy, hold, and dispose of Lands, tenements and Hereditaments; an Act for the further securing the Administration of this Government; and an Act that no Publick-house or Inn within this Province be kept without Licence; Also, that they enquire if the Governor has any Thing at present to lay before this House; and then the House adjourned till Four a Clock this Afternoon.

The House met, and the Members being called over, a Quorum appeared.

A Petition of the Mayor, Recorder, Aldermen, Commonalty, and divers others the Inhabitants of *Philadelphia*, praying

Leave to bring in a Bill to impower the said Mayor, Recorder, Aldermen, and Commonalty, to make necessary Rules and Ordinances for the Suppressing Vice and Disorders in the said City; and to enable them to raise Money on the Estates and Inhabitants of the same for building a Watch-house and Cage, erecting a Work-house, mending the Streets, and making and repairing Wharffs and Bridges, &c. was read.

Ordered, That Leave be given to bring in a Bill accordingly; and that *Isaac Norris* acquaint the Mayor thereof.

Caleb Pusey, and the other Members, appointed this Morning to present the six ingrossed Bills to the Governor, report, that they had delivered the same; and that the Governor signified he had nothing at present to lay before this House.

Ordered, That Candles be brought in; and they were brought in accordingly.

Jonathan Dickinson, from the Committee of Accounts, reports, that they had not made such Progress in the Business to them referred as to lay an exact Scheme of the Debts of the Province before this House; but that they had received the Publick Treasurer's Account, who is in Disburse *Thirty-six Pounds, Fifteen Shillings, and Five-pence*; and that by the same it did appear, great Part of the Money raised in the Year 1706, in order to discharge the Debts of this Province, had been otherwise employ'd for the immediate Service (so called) of succeeding Assemblies; so that it still requires *Four Hundred and Sixty-one Pounds, Two Shillings, and Two-pence*, old Currency, to make good the Ballance due to the Treasurer, and what remains due on those former Debts, and Orders of Payment. Besides, that *David Lloyd*, and *Joseph Wilcox*, as also several Officers of the Government, have further Demands on the Publick Stock, when Money shall be raised; and that they are informed divers Persons had advanced Money, at the Governor's Request, for *Indian Presents and Treaties* made, which were not all yet brought in. The Whole, they conjecture, will amount to at least *Five Hundred Pounds*, present Currency, that the Province is now in Arrear.

The House, considering the Country's Circumstances, and great Scarcity of Money, are of Opinion, that to lay a Tax to discharge the whole Debts of this Province at this Time, and raise a suitable Supply for the Support of Government, will fix too great Burden at once upon the People, and is a

Hardship on this House to make Provision for so many Years Arrearages.

Resolved, N. C. D. That this House will appropriate *Five Hundred Pounds* to be paid to the Lieutenant Governor, for the Support of Lieutenancy in the Administration of this Government; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called over, a Quorum appeared.

The Bill establishing the Lower Ferry on the River *Schuylkill*, was read a second Time, debated, amended and with the said Amendments committed to *John Wood*, and the other Members, ordered to bring in the said Bill; and that it be an Instruction to the said Committee to add seven Years more, and make the Bill for *Twenty-one Years*.

A Bill to prevent the Exportation of coined Silver and Gold out of this Government, was read, and ordered a second Reading.

Samuel Preston, and *Capt. Anthony Palmer*, Members of Council, by the Governor's Order, returned the Bill for establishing Courts of Judicature in this Province, sent from this House for the Governor's Concurrence, with Amendments proposed thereto at the Council-board, which they delivered in Writing; and then the House adjourned till Two a Clock this Afternoon.

The House met, and the Members being called over, a Quorum appeared.

Ordered, That *Caleb Pusey*, and *Thomas Masters*, do present the ingrossed Bill for the acknowledging and recording of Deeds; and the Bill against riotous Sports, Plays and Games, to the Governor for his Concurrence.

Isaac Norris reports from the Committee appointed to amend the Bill for establishing and regulating of Ferries over *Delaware* River, and *Neshaminy* Creek, that they had accordingly amended the said Bill, which, with the said Amendments, he delivered in at the Table; and then the said Bill as amended was read the third Time.

Resolved, That the said Bill do pass.

Ordered, That *Isaac Norris*, and *John Wood*, do present the said Bill to the Governor for his Concurrence.

A Bill further to encourage the Killing of Wolves, was read the first Time, and ordered a second Reading; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called over, a Quorum appeared.

Caleb Pusey, and *Thomas Masters*, report, that they had, according to Order, delivered to the Governor the Bill against riotous Sports, Plays and Games; and the Bill for acknowledging and recording of Deeds.

Caleb Pusey, from the Committee to whom the Bill directing the Qualification of Magistrates, and Manner of giving Evidence, was committed, reports the Amendments made to the said Bill, which he read in his Place, and delivered in at the Table, which were agreed to, and the said Bill, with the Amendments, was read the third Time; and the Question being put, that the Title of the said Bill be changed, and intituled, *An Act directing an Affirmation to such who for Conscience Sake, cannot take an Oath?* It passed in the Affirmative.

Resolved, That the said Bill, as last amended, do pass.

Isaac Norris, and *John Wood*, report, that they had delivered to the Governor the Bill for establishing and regulating Ferries over *Delaware* River and *Neshaminy* Creek, according to Order; and then the House adjourned till Two a Clock next *Second Day*, being the twenty-ninth Instant.

The House met, the Speaker assumed the Chair, and the Members being called over, a Quorum appeared.

A Petition of *Edward Shippen*, and *Nathan Stanbury* (Executors of *John Saunders*, deceased) was presented to the House and read, praying Leave to bring in a Bill to enable them to make a Title to a Brick House sold, but not conveyed by the said Decedent in his Life; and to sell the real Estate of the said Decedent for Payment of his Debts, and Maintenance of his Children.

Ordered, That the said Petition lie upon the Table, and that *William Trent*, *Isaac Norris*, and *Edward Farmar*, be a Committee to enquire of the Matter set forth in the same; and that they send for the Petitioners, and other Parties concerned, and make report to this House; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called over, a Quorum appeared.

The Bill for establishing the Lower Ferry, on the River *Schuylkill*, was read a third Time.

Resolved, That the said Bill do pass.

The House taking into Consideration the Ways and Means

for raising a Supply for Support of Government, and the Exigencies thereof,

Resolved, N. C. D. That a Tax of *Two-pence per Pound* be raised on Estates of all Freeholders within this Province for the said Uses.

Resolved, That for the Uses aforesaid, *Eight Shillings per Head* be laid on all single Freemen residing in this Province, whose Estates are not rated at *Fifty Pounds* or upwards, and the same on hired Men Servants; and then the House adjourned till Two a Clock this Afternoon.

The House met, and the Members being called over, a Quorum appeared.

Samuel Preston, and *Capt. Anthony Palmer*, Members of Council, by the Governor's Order, returned the Nine following Bills (sent by this House to the Governor for his Concurrence) *viz.*

The Bill for the further securing the Administration of this Government; the Bill to prevent Disputes which may arise about the Dates of Conveyances, &c. the Bill for Priority of Payment of Debts to the Inhabitants of this Province; the Bill of Privileges to a Freeman; the Bill that no Public-house or Inn be kept in this Province without Licence; the Bill against riotous Sports, Plays and Games; the Bill for establishing Ferries over *Delaware River* and *Neshaminy Creek*; the Bill for acknowledging and recording of Deeds; the Bill for regulating and establishing Fees; together with several Amendments proposed at the Council-board to the said Bills, which were delivered in Writing at the Table.

William Trent, from the Committee appointed to enquire of the Matter set forth in the Petition of *Edward Shippen*, and *Nathan Stanbury*, presented to the House Yesterday, report, that it does not appear to them that the said *Edward* and *Nathan* have yet acted as Executors of the Testament of *John Saunders*, deceased, named in the said Petition, as the said Petition sets forth; and that the Person who is said to purchase the Brick Tenement of the said *Saunders*, is gone to Sea.

Resolved, That the said Petition be laid aside for the present; and then the House adjourned till Nine a Clock Tomorrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called over, a Quorum appeared.

The Bill for raising a Supply of *Two-pence per Pound*, and *Eight Shillings per Head*, and for levying the Arrears of

former Taxes, and taking the Accounts thereof; as also laying an Impost of *Forty Shillings per Head* upon *Negroes* imported into this Province (prepared by a former Assembly) was read the second Time, debated, and, with divers proposed Amendments, was committed.

Ordered, That *Isaac Norris, Caleb Pusey, William Trent, and Thomas Stevenson*, be a Committee to amend the said Bill accordingly; and that it be an Instruction to the said Committee to leave out the Impost on *Negroes*, mentioned in the said Bill.

The House considering that the Tax of *Two-pence per Pound*, and *Eight Shillings per Head*, will not be sufficient to pay the Debts and Arrearages of the Province, and support the Administration of this Government, for the more effectual Discharge thereof came to the following Resolves, *viz.*

Resolved, That an Impost of *Forty Shillings per Head* be laid on all *Negroes* imported into this Province.

Resolved, That *Four-pence per Gallon* be laid on Rum and Wines imported into this Province, and not immediately from the Place of Produce, except such from *West-Jersey*, or the Three Lower Counties, being immediately imported there from the Place of Growth.

Resolved, That *Three Shillings per Barrel* be laid on Cyder imported, and not of the Growth of the Places aforesaid.

Resolved, That an Impost of *Nine-pence per Ton* be laid on all Vessels that enter the Ports of this Province, except owned by the Inhabitants of this Province, the Lower Counties, and *West-Jersey*, and except such as are built in any of the aforesaid Places, on their first Outfit; and then the House adjourned till Two a Clock this Afternoon.

The House met, and the Members being called over, a Quorum appeared.

The Bill further to encourage the Killing of Wolves, was read a second Time, and the Question being put, that the said Bill be committed? *It was carried in the Negative.*

The Bill to improve a good Correspondence with the *Indians*, was read, and ordered a second Reading.

The Bill to prevent the Exportation of coined Silver and Gold out of this Government, was read the second Time, and the Question being put, that the said Bill be committed? *It was carried in the Negative.*

A Bill the better to oblige Persons summoned to serve on the Juries or Inquests at the respective Courts of this Prov-

ince to give their Attendance, was read, and ordered a second Reading.

A Bill against the felonious Stealing of Goods and Chattles to the Value of *Five Shillings*, or above, was read, and ordered a second Reading.

A Bill for the better enabling the Mayor and Commonalty of the City of Philadelphia to raise Money on the Inhabitants of the said City for the publick Use and Benefit thereof, was read, and ordered a second Reading; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called over, a Quorum appeared.

The House went upon the Consideration of divers Amendments proposed by the Governor to the Bill of Courts, and sundry other Bills sent from this House for his Concurrence, and agreed further to proceed therein this Afternoon.

Resolved, That *Samuel Carpenter* be continued and nominated Publick Treasurer of this Province in the Supply Bill; and then the House adjourned till Two a Clock this Afternoon.

The House met, and the Members being called over, a Quorum appeared.

The House, according to Order, proceeded in the further Consideration of the Amendments proposed by the Governor to the Bills of Courts, and sundry other Bills sent from this House for his Concurrence; and after some Time spent therein, came to an Agreement on the several Heads, which was drawn up in Writing, in answer to the same, to be laid before the Governor; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called over, a Quorum appeared.

The Bill for the better improving a good Correspondence with the *Indians*, was read a second Time, and committed.

Ordered, That *Jeremiah Langhorn*, and *Isaac Taylor*, be a Committee to amend the said Bill, and that it be an Instruction to them to add a Clause to the said Bill to limit the Continuance thereof for three Years from the Time of Publication.

The Bill against the felonious Stealing of Goods and Chattels to the Value of *Five Shillings* and upwards, was read a second Time, and the Question being put, that the said Bill be committed? *It was carried in the Negative*.

A Bill for regulating Party Walls and Buildings, in *Philadelphia*, was read, and ordered a second Reading; and then the House adjourned till Two a Clock in the Afternoon

The House met, the Speaker assumed the Chair, and the Members being called over, a Quorum appeared.

Isaac Norris, from the Committee to whom the Supply Bill, prepared by a former Assembly, was referred, reports, That the Frame of the said Bill, depending on Commissioners, appointed by the same, appeared very intricate and chargeable, which Commissioners, as they conceived are not essentially necessary in the Bill, if the House resolves to appropriate the Money raised by the same.

Resolved, That it is the unanimous Opinion of this House, that all the Money intended to be raised by the Supply Bill shall be appropriated to the several Uses by the same Bill.

A former Law of this Province, made in the Year 1705, for raising a Tax of Poundage, and Poll-money, &c. was read; as also the Supply Bill, prepared by a former Assembly, and the Question being put, that the Bill be re-committed? *It was carried in the Negative.*

Ordered, That *Isaac Norris*, and the other Members named, be a Committee to prepare a Supply Bill for the Levying a Tax of *Two-pence per Pound*, and *Eight Shillings per Head*, according to the former methods used in this Province, to lay the same before this House next *Second Day*, being the Fifth Instant.

Ordered, That *Thomas Masters*, *Nathaniel Newlin*, *Thomas Jones*, and *William Lewis*, do present to the Governor the Bill directing an Affirmation to such who, for Conscience Sake, cannot take an Oath; and the Bill for establishing the Lower Ferry on the River *Schuylkill*, for his Concurrence; as also the Bill for establishing Courts of Judicature in this Province; the Bill for securing the Administration of the Government; the Bill for establishing Ferries over *Delaware River* and *Neshaminy Creek*; and the Bill for acknowledging and recording of Deeds, with the Assembly's Answer to the Amendments proposed by the Governor to the same; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called over, a Quorum appeared.

The Bill for the better improving a good Correspondence with the *Indians*, was read the third Time; and after some Amendments made thereto,

Resolved, That the said Bill do pass.

The Bill for regulating Party Walls and Buildings in *Philadelphia*, was read a second Time, and committed.

Ordered, That *Thomas Masters*, and *Samuel Cart*, prepare a Bill, empowering the Governor and Council to hasten and compel the Collection of all Arrearages of former Taxes, and that the same be paid into the Publick Treasurer, towards the Discharge of the Debts of this Province; and that the Laws for raising the said Taxes be re-inforced by the said Bill, and the Fines and Forfeitures imposed on the Delinquents as the same Laws direct.

Ordered, That *Thomas Jones*, and *John Wood* (with the Speaker's Assistance) prepare a Bill for laying an Impost on these following Commodities (under the Exception expressed in the Votes of the thirty-first of the *Eleventh Month* last) *viz. Forty Shillings per Head* on Negroes imported; also *Three Shillings per Barrel* on Cyder, and *Four-pence per Gallon* on Rum and Wines; and also *Nine-pence per Ton* on Vessels not owned by the Inhabitants of this River *Delaware*.

Resolved, That *Samuel Holt* be nominated in the said Bill to be Collector of the said Imposts; and then the House adjourned till Two a Clock next *Second Day*, being the Fifth Instant.

The House met, the Speaker assumed the Chair, and the Members being called over, a Quorum appeared.

Ordered, That *Thomas Jones*, and *John Wood*, present the ingrossed Bill, intituled, *An Act that no Publick-house or Inn within this Province be kept without Licence*, as last amended by this House; and the Bill for the better improving a good Correspondence with the *Indians* to the Governor for his Concurrence and then the House adjourned till Nine a Clock To-morow Morning.

The House met, the Speaker assumed the Chair, and the Members being called over, a Quorum appeared.

The House went upon the Consideration of the Bill for regulating and establishing Fees, with the Amendments proposed thereto by the Governor in Council.

Samuel Carpenter, and Capt. *Samuel Finney* (Members of Council) by the Governor's Order, returned the following Bills, sent from this House for his Concurrence, *viz.*

The Bill for establishing Courts of Judicature in this Province; the Bill for the farther securing the Administration of the Government; the Bill for establishing and regulating Ferries over *Delaware River* and *Neshaminy Creek*; the Bill directing an Affirmation to such who, for Conscience Sake, cannot take an Oath; and the Bill for acknowledging and recording of Deeds; with Proposals of a Conference on divers

Amendments proposed thereto at the Council-board, which was delivered in Writing at the Table; and then the House adjourned till Two a Clock this Afternoon.

The House met, and the Members being called over, a Quorum appeared.

The House proceeded in the farther Consideration of the Bill for regulating and establishing Fees, with the Proposals of Amendments made thereto at the Council-board, and sent to this House by the Governor's Order, and made some Progress therein.

Resolved, That this House will go upon the further Consideration of the said Bill and Amendments To-morrow Morning; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called over, a Quorum appeared.

The House, according to Order, proceeded in the further Consideration of the Bill for regulating and establishing Fees, with the Amendments proposed thereto by the Governor in Council, and made some Progress therein, and then the House adjourned till Three a Clock this Afternoon.

The House met, and the Members being called over, a Quorum appeared.

The House proceeded in the further Consideration of the Bill for the regulating and establishing Fees, and the Amendments proposed thereto by the Governor in Council, sent to this House, and went through the same, and came to an Agreement thereupon.

Thomas Masters, from the Committee appointed to prepare a Bill, empowering the Governor and Council to hasten and compel the Collection of all Arrearages of former Taxes, and that the same be paid in to the Publick Treasurer, towards the discharging of the Debts of this Province, reports, that they had prepared the same, which he delivered in at the Table, which said Bill was read, and ordered a second Reading; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called over, a Quorum appeared.

The House took into Consideration the Governor's last Amendments proposed to the Bill of Courts, and other Bills returned to this House the sixth Instant, by which he proposed a Conference, and came to an Agreement upon the several Heads, in order thereto.

Ordered, That *Thomas Masters*, and *Edward Farmar*, do wait upon the Governor, and acquaint him that the House has considered of his Proposals of a Conference upon some of the Amendments proposed to the Bill of Courts, and some other Bills, and are ready to attend the same this Morning, if the Governor thinks fit.

The said Members returned, and reported, that they had delivered their Message to the Governor, according to Order; who acquainted them, that he will appoint the Council, and attend the Conference To-morrow Morning about Nine a Clock.

Thomas Jones, from the Committee appointed to prepare the Impost Bill, reports, that they had prepared the same, which he delivered at the Table, and the said Bill was read, and ordered a second Reading; and then the House adjourned till Two a Clock this Afternoon.

The House met, and the Members being called over, a Quorum appeared.

The Bill empowering the Governor and Council to hasten and compel the Collection of all Arrears of former Taxes, and that the same be paid in to the Publick treasurer, towards the Discharging of the Debts of this Province, was read a second Time, and, after some Amendments proposed thereto, was committed.

Ordered, That *Jeremiah Langhorn*, and *Jonathan Dickinson*, be a Committee to amend the said Bill accordingly; and that it be an Instruction to the said Committee to alter the Method thereof, and to empower certain Commissioners in the respective Counties in Lieu of the Governor and Council, and oblige them to put the same in Practice, and change the Title of the Bill accordingly.

Caleb Pusey, from the Committee appointed to prepare the Supply Bill for levying *Two-pence per Pound*, and *Eight Shillings per Head*, reports, that they had prepared the same, which he delivered in at the Table, and the same was read, and ordered a second Reading; and then the House adjourned till Eight a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called over, a Quorum appeared.

The House further considered of the Subject Matter to be debated in the Conference (to be held this Morning by Appointment) with the Governor in Council, and directed Managers to speak particularly to the several Heads thereof, not prohibiting any other Members from speaking their Sentiments, it being proposed as a free Conference.

Griffith Owen, and *Capt. Anthony Palmer*, Members of Council, in a Message from the Governor acquainted the Speaker, that the Governor was ready, at *Robert Asheton's*, to receive this House on the Conference.

And then the House adjourned for two Hours to attend the said Conference; and, after a considerable Time spent therein, returned to the House; the Speaker resumed the Chair, and reported, that he, with the whole House, had attended the Governor in Council on a free Conference, where the several Heads, proposed for the Subject Matter thereof, were distinctly debated, the Particulars whereof he was ready to lay before this House when required.

The Supply Bill, for raising *Two-pence per Pound*, and *Eight Shillings per Head*. was read, a second Time, and debated; and, after some Amendments proposed thereto, was committed to the same Members that prepared the said Bill; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called over, a Quorum appeared.

Samuel Preston, and *Capt. Anthony Palmer*, Members of Council, brought a written Message from the Governor to this House, relating to the Subject Matter of the Conference Yesterday, with the Governor's Sentiments upon the several Heads thereof, which they delivered to the Speaker at the Table, and the same was read.

The Impost Bill was read a second Time, and committed; and then the House adjourned till the next *Second Day*, at Two a Clock in the Afternoon, being the Twelfth Instant.

According to Adjournment several Members met at the House, and being but sixteen in Number, a Messenger was forthwith dispatched to acquaint *William Trent* therewith, and desire his immediate Attendance, and that the other Members would wait his coming; who came with Expedition, and then the Number of Members being but Seventeen, went to *Thomas Master's* House (who being indisposed, could not venture Abroad) and made up a Quorum; the Speaker assumed the Chair, and adjourned till Nine a Clock To-morrow Morning at the usual Place.

The House met, the Speaker assumed the Chair, and the Members being called over, a Quorum appeared.

Isaac Norris, from the Committee to whom the Bill for raising a Supply of *Two-pence per Pound*, and *Eight Shillings per Head*, was committed, reports the Amendments made

by the said Committee to the same Bill which he read in his Place, and delivered at the Table; where the said Bill as amended was read the third Time, and the Question being put, that the said Bill as amended do pass? *It was carried in the Affirmative, N. C. D.*

And then the House adjourned till Two a Clock this Afternoon.

The House met, and the Members being called over, a Quorum appeared.

The House went upon the Consideration of several Heads debated at the Conference with the Governor in Council concerning the Bill of Courts, and, after some Time spent therein, agreed upon several Amendments to be made to the said Bill, which were drawn up in Writing.

Ordered, That *Caleb Pusey*, *Ephraim Jackson*, and *John Wood*, do present the Bill of Courts, with the last Amendments made thereto, to the Governor for his Concurrence; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called over, a Quorum appeared.

The Bill for settling Bounds of Lands, according to the Line of marked Trees, to be every four Years reviewed by the View of the Neighbourhood, was read a second Time, and the Question being put, that the said Bill be committed? *It was carried in the Negative.*

The Bill for regulating Party Walls and Buildings in *Philadelphia*, was read the third Time;

Resolved, That the Bill do pass.

The Bill for the better enabling the Mayor and Commonalty of the City of *Philadelphia* to raise Money on the Inhabitants of the said City, for the publick Use and Benefit thereof, was read the second Time, and the Question being put, that the said Bill be committed? *It was carried in the Negative.*

Jasper Yeats, and *Samuel Preston*, Members of Council, brought from the Governor, in Council, certain Proposals of Amendments (in Writing) to the Bill for the better improving a good Correspondence with the *Indians*, which they delivered to the Speaker at the Table, where the same was read, and agreed to by the House.

Ordered, That *Caleb Pusey* present the same, and the Bill for Regulation of Party Walls and Buildings in *Philadelphia*, to the Governor for his Concurrence; and then the House adjourned till Two a Clock this Afternoon,

The House met, and the Members being called over, a Quorum appeared.

A Bill to prevent the Exportation of coined Gold and Silver out of this Province, was read, and ordered a second Reading.

The Bill empowering Commissioners to compel the Collection of all Arrears of former Taxes, was read the third Time;

Resolved, That the said Bill do pass.

The Impost Bill for laying a Duty on *Negroes*, Wine, Brandy, Rum, and other Spirits, Cyder and Vessels, was read the third Time.

Resolved, That the Duty of Tonnage on Vessels be left out of the said Bill, and the Title changed accordingly;

Resolved, That the said Bill at last amended to pass; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called over, a Quorum appeared.

The Bill to prevent the Exportation of coined Gold and Silver out of this Province, was read a second Time, and committed.

Ordered, That *Caleb Pusey*, *Isaac Norris*, *William Trent*, and *Thomas Stevenson*, accompany the Speaker, to present the following Bills to the Governor for his Concurrence, *viz.*

The Impost on *Negroes*, Wine, Rum, Brandy, and other Spirits and Cyder; the Bill empowering Commissioners to compel the Collecting of all Arrearages of former Taxes; and the Bill for raising a Supply of *Two-pence per Pound*, and *Eight Shillings per Head*; and then the House adjourned till Three a Clock this Afternoon.

The House met, and the Members being called over, a Quorum appeared.

The Speaker reports, that he, with the other Members appointed, waited upon the Governor, and delivered the three Bills, according to the Order of this Morning.

A Petition of *Francis Rawle* was presented to the House, and read, complaining of an unjust Judgment of *John Guest*, whereby he is a great Sufferer; as also by the Denial of Justice, in an Action against the said Judge, by some then in Authority, and the arbitrary Will of the Bench, as he alleges, to his Damage of *Five Hundred Pounds*, and praying Redress therein;

Ordered, That the said Petition lie upon the Table for further Consideration.

Ordered, That *Thomas Stevenson*, and *Isaac Taylor*, do wait upon the Governor, and request him to dispatch the Bills which have lain some Time before him.

The said Members returned, and reported, that they had delivered their Message to the Governor, according to Order; who acquainted them that he would expedite the said Bills, with his Sentiments thereon; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called over, a Quorum appeared.

The Bill to prevent the Exportation of coined Gold and Silver out of this Province, was read the third Time, and the Question being put, that the said Bill do pass? *it past in the Affirmative*.

Ordered, That *Nicholas Pile*, and *Caleb Pusey*, carry the said Bill to the Governor for his Concurrence; and present the Bill of Courts, the Bill for recording of Deeds, the Bill for directing an Affirmation, and the Bill of Fees, as last amended, for his Inspection; and request the Governor's Dispatch of the Bills before him, for that the House inclines to adjourn till the Bills be ingrossed.

The Speaker reports to the House, that two Members of Council, last Night, after the Adjournment, delivered him the Bill for empowering religious Societies, &c. to dispose of Lands, &c. the Bill for establishing the Lower Ferry on the River *Schuylkill*; the Bill for regulating Party Walls and Buildings in *Philadelphia*; the Bill for the better improving a good Correspondence with the *Indians*; and the Bill that no Public-house or Inn within this Province be kept without Licence; together with the Governor's Sentiments thereon in Writing, which the Speaker delivered in at the Table.

Nicholas Pile reports, that he and *Caleb Pusey* had delivered the five Bills to the Governor, according to Order; and likewise requested the Governor's Dispatch of the Bills before him, for that the House inclines to adjourn for some Time, till the Bills be ingrossed: Whereupon the Governor acquainted them, he would take their Message into Consideration.

Ordered, That the Speaker, *Caleb Pusey*, *Isaac Norris*, and *Thomas Stevenson*, when the House rises, do wait upon the Governor with the Bill for establishing the Lower Ferry over *Schuylkill*, and the Bill for enabling religious Societies to purchase Lands, with the Governor's Objections thereto, requesting his farther Consideration thereupon; and then the House adjourned till Two a Clock this Afternoon.

The House met, and the Members being called over, a Quorum appeared.

The Speaker reports, that according to the Order of this Morning, he and the other Members delivered the two Bills to the Governor, with his Objections thereto; and that the Governor would consider thereof.

Ordered, That the Committee of Accounts lay the State of Provincial Accounts before this House immediately.

Jonathan Dickinson, from the Committee of Accounts, reports the Publick Treasurer's Account, which was read, by which it appears there remains *Seventy-eight Pounds, Nine Shillings, and Four-pence Farthing*, old Currency, of that Moiety of the Impost and Excise, by Law made payable to the Lieutenant Governor; and that to ballance the said Provincial Accounts, there remains now due to the Treasurer *Thirty-six Pounds, Fifteen Shillings, and Five-pence*, old Currency; which Account was allowed by the House, and the Clerk ordered to certify the same at the Foot thereof accordingly.

Samuel Carpenter, a Member of Council, brought from the Governor, in Council, the Bill impowering religious Societies, &c. to buy, hold and dispose of Lands, &c. and the Bill for establishing the Lower Ferry on the River *Schuylkill*; together with the Governor's Objections to the said Bills, which he delivered to the Speaker at the Table.

An Account of *David Lloyd's* was read, amounting to *Four-teen Pounds, Eleven Shillings, and Four-pence*, signed by *Joseph Wilcox*, and said to be allowed by the Assembly the Twenty-ninth of *September*, 1709, which not appearing on the Journal of the House, and several Articles of the said Account being for Agencies and other Matters seeming more to concern particular Persons than the Publick, and will want a farther Explanation; therefore the said Account is disallowed.

The Arrearages of publick Debts, and several Orders of Payment, made by the Assembly in 1705-6, amounting to *Four Hundred and Twenty-four Pounds, Six Shillings, and Nine-pence*, old Currency; as appears by the Treasurer's Account, were read, and allowed by this House; and then the House adjourned till Eight a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called over, a Quorum appeared.

The Governor's Proposals to the Supply Bill were read, and considered, to which the House could not agree; and ordered

Edward Farmar and *Thomas Stevenson* to present the said Bill to the Governor again, for his Concurrence.

Thomas Story, and *Samuel Preston*, Members of Council, on a Message from the Governor, returned to this House the Bill to collect the Arrearages of former Taxes, to which the Governor agrees; also the Bill to prevent the Exportation of coined Gold and Silver, with the Governor's Objection thereto; together with the Bill of Fees; and the Impost Bill; with the Governor's Amendments to the same; and a Proposal to lay *Two Shillings per Ton* on Vessels.

Samuel Carpenter, and Capt. *Anthony Palmer*, Members of Council, returned the Bill directing an Affirmation, approved by the Governor; and the Supply Bill, with the Governor's further Proposals in Writing thereto.

A Motion made, and the Question put, that *Two Shillings per Ton* be laid on Vessels? *It was carried in the Negative*, N. C. D.

And the Question being again put, that *Nine-pence per Ton* be laid on Vessels not owned by the Inhabitants of this River *Delaware*? *It past in the Affirmative*. And then the House adjourned till Three a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called over, a Quorum appeared.

The House went upon the Consideration of the Governor's farther Proposals to the Bill of Fees; and, after some Amendments thereto, ordered *Thomas Masters* to carry the same to the Governor again for his Concurrence.

Griffith Owen, and *Samuel Preston*, Members of Council, came from the Governor to acquaint this House the Governor and Council are sitting.

Thomas Story's Account for affixing the Great Seal to, and recording sundry Laws of this Province, Commissions, Proclamations, and other publick Instruments, the Ballance whereof amounting to *Thirty Pounds, Eleven Shillings, and Two-pence*, old Currency, was read, and allowed, and the Clerk ordered to certify the same accordingly.

The House took into Consideration the Governor's Proposals to the Supply Bill; and, after some Alteration made thereto; also to the Impost Bill, as last amended, with the Addition of *Nine-pence per Ton* on Vessels not owned by the Inhabitants of this River, Delaware;

Ordered, That *Isaac Norris* carry the said Bill to the Governor.

Griffith Owen, and *Thomas Story*, Members of Council, returned the Impost Bill, and the Supply Bill, with the Governor's Assent thereto.

John French's Account of several Journies to *Connestogoe*, and Expences therein, at the Instance of the late and present Lieutenant Governors, amounting to *One Hundred and Nineteen Pounds, Nineteen Shillings, and Ten-pence*, old Currency, was read; and the Sum of *Sixty Pounds*, new Currency was allowed the said *John French* by this House, being the full Quota this House thinks proper for the Province to allow him; and for the Residue, refers him to the Lower Counties.

Ordered, That *Thomas Stevenson* acquaint the Governor the House inclines to adjourn till next *Second Day Week*, in order that the Bills by him approved may be ingrossed; and that the Speaker, with the whole House, intended to wait on him at their Rising, which will be instantly, unless the Governor has any Thing further to lay before the Assembly at the present.

Ordered, That *Isaac Norris*, *Jonathan Dickinson*, and *Thomas Masters*, be a Committee to employ Clerks, and get the Bills ingrossed against the next Meeting of this Assembly; and that the said Committee, with the Speaker's Assistance, prepare an humble Address to the Queen, and an Address to the Proprietary against the same Time; and then the House adjourned till next *Second Day Seven-night*, being the Twenty-sixth Instant.

THE House met, the Speaker assumed the chair, and the Members being called over, a Quorum appeared.

The Speaker, from the Committee appointed to employ Clerks to ingross the Bills assented to by the Governor, in order to pass into Laws, reports, that the same will be ready against To-morrow Morning; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called over, a Quorum appeared.

An Account of *James Fox*, deceased, late Treasurer of this Province and Territories, was read; by which the Ballance due to the said *Fox's* Representatives appears to be *One Hundred and Thirty-one Pounds, Ten Shillings, and Ten-pence*, old Currency, whereof *Fifty-eight Pounds, Ten Shillings*, the same Currency, is charged for Interest, being negotiated from the Year 1696, to 1698; and this House considering the said Account has lain dormant so many Years, no Interest shall be allowed upon the same. And finding, by the said Account,

there is *Forty-eight Pounds, Fifteen Shillings*, old Currency, paid to *David Lloyd, Nathan Stanbury*, and *Edward Shippen*, over and above the *Three Hundred Pounds*, by Law directed to be paid to relieve the distressed *Indians of Albany*, which being deducted, as a wrong Charge, the House agrees to allow Two Thirds of *Twenty-four Pounds, Five Shillings*, and *Ten-pence*, the true Ballance, which is *Sixteen Pounds, Three Shillings*, and *Ten-pence*, Two Thirds, old Currency, for the full Part to be paid by this Province, and refers to the Lower Counties for the Residue.

An Account of *Thomas Masters*, for Wine furnished the Governor withal on his Journey to *Conestogoe*, to the Value of *Twenty-five Shillings*, was read, and allowed. Also a Note from *Henry Worley* to this House, requesting their Consideration for his Service in going to *Conestogoe*, on a Message at the Instance of Council, in the *Fourth Month* last; for which the House allows *Three Pounds* shall be paid the said *Worley*; and then the House adjourned till Three a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called over, a Quorum appeared.

Ordered, That *Thomas Stevenson, Ephriam Jackson*, and *Samuel Cart*, wait upon the Governor, and acquaint him the Bills to which he assented are ingrossed, and if he pleases to direct some Members of Council, to join with the Members of Assembly, appointed to examine the same, with the original Copies, this Afternoon.

A Petition of divers Merchants, and Masters of Vessels, trading in this Province, was presented to the House, and read, praying an Act to be made the better to prevent the trusting of Sailors;

Ordered, That the said Petition be laid aside for the present, for that there is a Law of this Province, now in Force, which provides Remedy therein.

Thomas Stevenson reports, that he and the other Members appointed had delivered their Message to the Governor, according to Order; who acquainted them, that he would appoint some Members of Council to join with some Members of Assembly, to examine the ingrossed Bills at Nine a Clock To-morrow Morning; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called over, a Quorum appeared.

Ordered, That *Caleb Pusey*, and *Nicholas Pile*, acquaint the Governor, that the Members of Assembly wait, expecting the

Members of Council to join with them in examining the ingrossed Bills.

The said Members returned Answer, that the Members of Council will attend immediately.

A Bill to reduce Assemblymens Wages to *Three Shillings per Day* each, and the Speaker *Five Shillings per Day*, was read, and ordered, a second Reading.

Ordered, That *Jeremiah Langhorn, Thomas Masters, Isaac Taylor*, and *John Wood*, be a Committee to join with the Members of Council to go upon the Examining the Ingrossed Bills, and make Report to this House at Three a Clock this Afternoon; and then the House adjourned till Three a Clock this Afternoon.

The House met, and the Members being called over, a Quorum appeared.

The Members of this House, appointed to join some Members of Council to examine the ingrossed Bills, report, that they had accomplished the Matters to them referred, and that the same agreed with the original Copies.

Isaac Norris, from the Committee appointed on the seventeenth Instant to prepare addresses to the *Queen* and the Proprietary, reports that they had prepared the same, which he read in his Place, and afterwards delivered in at the Table, where the same were severally read, and agreed to by the House, and ordered to be ingrossed.

Ordered, That *Nathaniel Newlin*, and *Thomas Stevenson*, wait upon the Governor, and acquaint him this House is ready to attend him, in order to pass the ingrossed Bills.

Samuel Preston, a Member of Council, on a Message from the Governor acquainted this House, that the Governor is ready to receive the House, in order to the Passing the ingrossed Bills.

Resolved, That the Speaker, with the whole House, forthwith attend the Governor in Council, for his final Assent to these fourteen ingrossed Bills, *viz.*

An Act for establishing Courts of Judicature in this Province; an Act for regulating and establishing Fees; an Act for acknowledging and recording of Deeds; an Act directing an Affirmation to such who, for Conscience Sake, cannot take an Oath; an Act that no Publick-house or Inn within this Province be kept without Licence; an Act of Privileges to a Freeman; an Act against riotous Sport, Plays and Games; an Act to prevent Disputes which may hereafter arise about the Dates of Conveyances, and other Instruments and Writings; an Act

for Priority of payment of Debts to the Inhabitants of this Province; an Act for the better improving a good Correspondence with the *Indians*; an Act for regulating Party Walls and Buildings in *Philadelphia*; an Act impowering Commissioners to compel the Collecting of all Arrearages of former Taxes an Act for raising a Supply of *Two-pence per Pound*, and *Eight Shillings per Head*; and an Impost Act laying a Duty on *Negroes*, Wine, Rum, and other Spirits, Cyder and Vessels.

The House returned, and the Speaker reports, That the Governor in Council, and the House present, had been pleased to pass the fourteen foregoing Bills into Laws, and had granted his Warrant for affixing the Great Seal thereto, and appointed two Members of Council to see the same accomplished; and returned the House his Thanks for their Care in providing for the present Support of Government.

Ordered, That *Caleb Pusey*, *Edward Farmar*, *Isaac Norris*, and *Jeremiah Langhorn*, take the Body of new Laws to the Keeper of the Great Seal, and with the two Members of Council appointed by the Governor see the said Seal affixed thereto, and then deliver the same to the Master of the Rolls, to be forthwith recorded as the Charter directs; and then the House adjourned till Eight a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called over, a Quorum appeared.

Isaac Norris, and the other Members appointed to see the Seal fixed to the Laws, reports, that they had seen it done accordingly; and left the same in Custody of the Master of the Rolls.

The Bill to reduce Assemblymens Wages was read a second Time, and left to be further considered.

Ordered, That the Speaker, *Caleb Pusey*, *Edward Farmar*, *Isaac Norris*, and *Thomas Stevenson*, present to the Governor, for his Perusal, the Addresses to the Queen and Proprietary, acquaint him that this House requests his favourable Representation of the People of this Province to the Queen and Ministry at Home; as also to the Proprietary, to whom this House desires the Laws, past this Session, may be transmitted with all convenient Speed, in order to obtain the Royal Approbation; and then the House adjourned till Three a Clock this Afternoon, in order to attend the Governor and Council to publish the Laws.

The House met, and the Members being called over, a Quorum appeared.

The Speaker reports, that he, with the other Members appointed, had presented the Addresses to the Governor, according to Order, for his Perusal; to both which he was pleased to express his Satisfaction, and therewith returned the same to him again; also, that he had requested the Governor favourably to represent the People of this Province to the Queen, and Ministry at Home; and also to the Proprietary; and to recommend the Laws to him, with all convenient Speed, to lay before the Queen: To all which he was pleased to give Assurance, that he would do all that lay in his Power to serve the Country in those Affairs.

Richard Heath (Clerk of this House) presents his Account for his Service in that Office this Session, and for transcribing the Minutes fair, and Votes for publick View; and for transcribing several Bills, and getting ingrossed for the Roll, with Paper, &c. amounting to *Thirty Pounds*, which was read, and allowed; and then the House adjourned till Eight a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called over, a Quorum appeared.

The Door-keeper's Account for his Attendance on this House amounting to *Six Pounds, Nine Shillings, and Eight-pence*, was read, and allowed.

The Speaker's Account of Sundries provided for the immediate Service of this House amounting to *Four Pounds*, was read, and allowed.

First, it is resolved that the Speaker forthwith issue Orders under his Hand to the Provincial Treasurer for Payment of the several Sums to the respective Persons hereafter expressed, the same being already allowed by this House, *viz*

To <i>Charles Gookin</i> , Lieutenant Governor ...	£	8	10	0
To <i>Richard Hill</i> , Speaker		42	0	0
To <i>Samuel Preston</i> ,		2	5	0
To <i>Isaac Norris</i> ,		12	2	0
To <i>Edward Farmar</i> ,		10	0	0
To <i>Abraham Bickley</i> ,		30	19	9
To <i>Thomas Burden</i> ,		6	0	0
To <i>Richard Heath</i> ,		5	1	11
To Ditto,		30	0	0
To <i>Nicholas Rosogan</i> ,		6	9	8
To <i>Henry Worley</i> ,		3	0	0
To <i>Thomas Masters</i> ,		1	5	0

£ 157 13 4

Amounting in whole to *One Hundred and Fifty-seven Pounds, Thirteen Shillings, and Four-pence*, present Currency, all which shall be paid out of the first publick Money that comes to his Hands, after the *Three Hundred Pounds* is paid to the Lieutenant Governor, as the Supply Bill directs.

Secondly, It is resolved that the Arrearages of former publick Debts, and several Orders of Payment, specified in the Provincial Treasurer's Account (but not discharged) and allowed by this House the Sixteenth of the *Twelfth Month* last, amounting to *Four Hundred and Twenty-four Pounds, Six Shillings, and Nine-pence*, old Currency (besides the Ballance due to the Treasurer by the said Account, being *Thirty-six Pounds, Fifteen Shillings, and Five-pence*, the same Currency, which he is to reduce to the present Currency, and carry to a new Account) shall be paid in due Proportions as Money shall come to his Hands by the Impost Act, and the Act for collecting the Arrearages of former Taxes, past this present Session, after the foregoing Order for *One Hundred and Fifty-seven Pounds Thirteen Shillings, and Four-pence*, are fully discharged, *viz*

To <i>Patience Lloyd</i>	£	24	8	9¾
To <i>Johannah Markham</i> ,		34	6	3
To <i>David Lloyd</i> ,		21	0	0
To <i>Elizabeth Jones</i> , Relict of <i>Patrick Robinson</i> ,		33	0	0
		33	0	0
To <i>James Logan</i> ,		43	10	0
To <i>Thomas Story</i> ,		12	0	0
To the Proprietary, WILLIAM PENN,		150	0	0
<hr/>				
	£	318	5	0¾

Amounting in the Whole to *Three Hundred and Eighteen Pounds, Five Shillings, and Three farthings*, present Currency, which the Speaker is to issue Orders under his Hand to the Provincial Treasurer for Payment of accordingly.

Thirdly, It is resolved that the Speaker issue Orders, under his Hand, for the Payment of the following Sums, to be paid by the Publick Treasurer, in equal Proportions, after the aforementioned Orders for *One Hundred and Fifty-seven Pounds, Thirteen Shillings, and Four-pence*, and for the Arrears of former publick Debts, and several Orders of Payment (being *Three Hundred and Eighteen Pounds, Five Shillings, and Three-farthings*, present Currency) are discharged, *viz*.

To <i>Thomas Story</i> ,	£	22	18	4½
To <i>John French</i> ,		60	0	0
To the Executors or Administrators of <i>James Fox</i>		12	2	11¼
<hr/>				
	£	95	1	3¾

Amounting to *Ninety-five Pounds, One Shilling, and three pence, and Three-farthings*, present Currency.

Ordered, That *William Trent*, and *Isaac Norris*, wait upon the Governor, and acquaint him that the House thinks it may be necessary to meet again some Time this next Summer, and are of Opinion that the Sixth of the *Sixth Month* next will be a convenient Time, if the Governor concedes thereto; and also, that this House requests that all *Indian Treaties*, and Messages to them, may be ordered at and directly from the City of *Philadelphia*, with the Advice of the Council and Assembly for the Time being, if fitting, as being thought less chargeable.

The said Members returned, and report, that the Governor approved of the sixth Day of the *Sixth Month* next for the Assembly to meet, as proposed by this House, unless he shall see Cause to call them sooner; and agrees with the House in the Matter proposed relating to the Indians; and then the House adjourned till Two a Clock this Afternoon.

The House met, and the Members being called over, a Quorum appeared.

Ordered, That the three Resolves past this Morning be transcribed fair, and signed by the Speaker, and delivered to *Samuel Carpenter*, Publick Treasurer, for his Direction in the Payment of the several Orders signed by the Speaker, and issued this Day.

Ordered, That the Speaker, and *Isaac Norris*, send the Addresses of this Assembly to the Queen and Proprietary by the same Opportunity the Lieutenant Governor transmits the Laws, and Duplicates thereof by the next convenient Opportunity after, both under Cover directed to the Proprietary, and request him to present that to the Queen.

A written Instrument sent to this House by *David Lloyd*, intituled, *The Representation of the Freemen of this Province in Assembly met, the 26th Day of the Sixth Month, 1704*, being signed by him near the Margent, towards the left Hand (*Vera Capia, Examinata per DAVID LLOYD*) was read; and this House being well assured, that the original Representation or Remonstrance, of the same Date, sent to *England*,

was signed by *David Lloyd*, Speaker, therefore cannot receive the same as a true Copy; and, for that also it contains other Matters than appears by the Journal of that Date to be directed by the said Assembly; wherefore it is

Ordered, That *Isaac Norris*, *Thomas Masters*, *Caleb Pusey*, *Nicholas Pile*, *Jeremiah Langhorn*, and *Thomas Stevenson*, or any two or more of them, do particularly require of *David Lloyd* the said Representation so signed by him as Speaker. and bring the same to this House, to be further considered at their next Sitting.

A Motion being made, and the Question put, that Leave be given to the Speaker to let the Governor, or any other Person, have a Copy of the said Instrument, if desired? *It past in the Affirmative*, N. C. D.

The several Orders of Payment, pursuant to the Resolves of this Day, being in Number Twenty-one, were prepared by the Clerk, and delivered in at the Table, which the Speaker and some other Members examined, and found to agree with the said Resolves.

Ordered, That the Speaker sign the same, which was done accordingly; and the Speaker is desired to deliver the same to the Persons concerned respectively; and that all accounts relating thereto be cancelled, and remain with the other Papers belonging to this House; and then the House adjourned till Eight a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called over, a Quorum appeared.

Divers Members, who have at sundry Times been absent (as by the Journal appears) during this Session, having signified the Occasion thereof, this House accepts the same as satisfactory; and then the House adjourned till the sixth Day of the *Sixth Month* next.

The House met, the Speaker assumed the Chair, and the Members being called over, a Quorum appeared.

The Sheriffs of the respective Counties of this Province, and the City of *Philadelphia*, having, by Virtue of the Governor's Writs, summoned the Representatives of the same to attend him in Assembly Yesterday; the major Part of the Members met accordingly, and the Governor not being in Town, agreed to meet at Nine a Clock this Morning.

Ordered, That *Jeremiah Langhorn* and *Ephriam Jackson*, do wait upon the Governor, and acquaint him, that pursuant to his summons the House is now sitting, and ready to receive his Commands.

The said Members returned, and reported, that they had been at the Governor's Lodgings, and at the Secretary's Office; but that the Governor is not yet come to Town, nor has left any Thing with the Secretary to lay before this House; whereupon the House adjourned till Two a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called over, a Quorum appeared.

Ordered, That *Samuel Cart*, and *John Wood*, wait upon the Governor, and acquaint him the House is sitting, and desire to know if he has any business to lay before them.

The said Members returned, and reported, that the Governor is not yet come to Town; and then the House adjourned till Six a Clock this Evening.

The House met according to Adjournment, the Speaker assumed the Chair, and the Members being called over, a Quorum appeared.

Ordered, That *Nicholas Pile*, and *Isaac Taylor*, wait upon the Governor, and Acquaint him the Assembly is sitting, and waits to receive such Business as he hath to lay before them.

The said Members returned, and reported, that they had been at the Governor's Lodgings, and Secretary's Office; but could not hear that the Governor is yet come to Town; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called over, a Quorum appeared.

Ordered, That *Nathaniel Newlin*, and *John Wood*, wait upon Governor, and acquaint him that the Assembly is sitting, in order to receive what Business he hath to communicate to them.

The said Members reported, that they had delivered their Message, according to Order; and that the Governor was pleased to acquaint them, that as soon as the Council meets he will dispatch what he has to lay before the House.

Samuel Preston, and Captain *Anthony Palmer*, Members of Council, in a Message from the Governor, acquainted the Speaker, that the Governor expects his Attendance, with the whole House, at the Council Chamber.

Resolved, That the Speaker, and the whole House, do forthwith wait upon the Governor accordingly.

The House returned, and the Speaker reports, That he, with the whole House, had attended the Governor in Council, and that the Governor was pleased to make a Speech to this House, a Copy whereof he had obtained; also that the Governor had

delivered him nine Papers folded, which, he said, included the Business for which this House is now called better than he could express it; and that thereupon he recommended the Whole to the Consideration of this House, pressing their Dispatch therein; which Papers were intituled as followeth, viz.

1. *The Queen's Letter to the Lieutenant Governor of the Province of Pennsylvania.*

2. *Preamble of the Queen's Instructions to Governor Hunter.*

3. *Copy of Part of her Majesty's Instructions to Colonel Hunter, relating to the Expedition to Canada.*

4. *Copy of Part of her Majesty's Additional Instructions to his Excellency Colonel Hunter, relating to the Expedition against Canada.*

5. *Proceedings of the Council of War at New London.*
(The four last being all signed by the Governor)

6. *Stores of War for the Expedition against Canada.*

7. *Votes of the House of Representatives of the Massachusetts Province, relating to the Expedition to Canada, June 1711.*

8. *Proceedings on the Assembly of the Massachusetts, &c.*

9. *An Extract of the Proceedings of the Governor, Council, and Representatives in General Court assembled, at New-London, June the 19th 1711, relating to the Expedition against Canada.*

Ordered, That the Governor's Speech be read; which was read, and is as followeth.

GENTLEMEN,

"I SHALL not trouble you with many Words on the Occasion of my calling you together at this Time, but refer you to the Papers before me.

"In the Queen's Manifesto you will find, I believe, all that can be said to encourage you to promote her Majesty's Designs against *Canadas*. You will see the vast Preparations made for that End, and the great Forwardness of our *North-ern* Neighbors, to answer her Majesty's Expectation from them.

I hope then you will not think yourselves unconcerned but cheerfully enable me to raise and support the Quota of Men assigned this Province, or else that you would make and Equivalent.

If I am not misinformed, this Province has not yet made any Acknowledgement to the Crown suitable to the Greatness of the Favours they have received. If so, judge then your-

selves what cold Regards all your Addresses Home must meet with upon a Failure of Duty on this Occasion.

I have now only to desire you to give this Matter the Dispatch the Nature of it requires; for I cannot think of entering on any other Business with you till this is answered."

Ordered, That the Queen's Letter to the Lieutenant Governor of this Province, the Preamble of the Queen's Instructions to Colonel *Hunter*, the Copy of Part of her Majesty's Instructions to Colonel *Hunter*, and the Copy of her Majesty's additional Instructions to Colonel *Hunter*, be all distinctly read; which were read accordingly.

Resolved, That this House will proceed upon the Reading of the rest of those Papers (delivered to the Speaker by the Governor in Council) in the Afternoon; and then the House adjourned till Two a Clock this Afternoon.

The House met, and the Members being called over, a Quorum appeared.

The House, according to Order, proceeded in the Reading of the rest of the Papers delivered by the Governor to the Speaker this Morning; and the same were read accordingly.

Ordered, That the Queen's Letter to the Lieutenant Governor be again read, and considered; which was read, and is as followeth.

ANNE, R.

"TRUSTY and well beloved, we greet you well, Whereas we have sent our Instructions to our Governors of *New York* and *New-Jersey*, and of the *Massachusetts Bay* and *New Hampshire*, relating to an Expedition we design to make against the common Enemy, the *French*, inhabiting *North America*. And whereas we have directed our said Governors, and *Francis Nicholson*, Esq; to communicate to you such Part of our said Instructions as relates to the Province under your Command: Our Will and Pleasure is, That you do in all Things conform yourself to the said Instructions. And we do hereby direct and command you to be aiding and assisting to carrying on the said Expedition; and in order thereunto, that you do meet our said Governors, and the said *Francis Nicholson*, at such Place, and at such Time, as they shall for that Purpose signify unto you; and that you put in Execution such Things as shall then be resolved to be acted and done on your Part; in doing of which, we expect you do use the utmost Vigour and Diligence, and for so doing this shall be your Warrant: An so we bid you farewell. Given at our Court at *St. James's*,

the One and Twentieth Day of *February*, 1710-11, in the ninth Year of our Reign."

By her Majesty's Command.

*To our trusty and well beloved, the Governor,
or Lieutenant Governor, or Commander in
Chief, for the Time being, of our Province, of* H. St. JOHN.
Pennsylvania, in America.

Resolved, That this House will, To-morrow Morning, proceed in the further Consideration of the Queen's Letter to the Lieutenant Governor, and of the Governor's Speech, with such other Matters relating to this Government as are contained in the several Parts of her Instructions, and other Papers now before this House.

Ordered, That the Speaker forthwith issue Warrants to the Sheriffs of the respective Counties, requiring them to summon the absent Members of this House to give their Attendance To-morrow without fail, under the Penalty by Law appointed, in case of Default; and then the House adjourned till Eight a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called over, a Quorum appeared.

The House, according to the Resolve of Yesterday, went upon the Consideration of the Queen's Letter to the Lieutenant Governor, and other matters relating to this Government contained in the several Parts of her Instructions, the Governor's Speech, and other Papers now before them, which were again deliberately read; and a Motion being made, and the Question being put, that this House will raise a Sum to the Queen's Use? *It was carried in the Affirmative*, N. C. D.

Resolved, That this House will, this Afternoon, resolve itself into a Committee of the whole House, to consider of the Sum or Value to be raised, and all the Members are desired to give their Attendance; and then the House adjourned till Three a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called over, a Quorum appeared.

According to the Order of the Day the House resolved itself into a Committee of the whole House, to consider of the Sum or Value to be raised in this Province for the Queen's Use; and, after some Time spent therein, the Speaker resumed the Chair, and *William Trent*, Chairman, reports, that they had made some Progress in the Matter to them referred, and (by reason that divers Members are absent) he was directed to move for Leave to sit again To-morrow Morning.

Resolved, That this House will, To-morrow Morning, resolve itself into a Committee of the whole House, further to consider of the Sum to be raised in this Province, for the Queen's Use, and it is strictly required that all Members give their Attendance; and then the House adjourned till Eight a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called over, a Quorum appeared.

The House, according to the Resolve of Yesterday, resolved itself into a Committee of the whole House, further to consider of the Sum or Value to be raised in this Province for the Queen's Use; and, after some Time spent therein, the Speaker reassumed the Chair, and the Chairman of the said Committee reports, that the Committee had come to a Resolution that the Sum of *Two Thousand Pounds* be raised in this Province to the Queen's Use; and the Question being put, That the Sum of *Two Thousand Pounds* be raised accordingly? *It was carried in the Affirmative.*

Ordered, That Leave be given to *Ephraim Jackson* to be absent the Remainder of this Week.

Resolved, That this House will immediately resolve itself into a Committee of the whole House, to consider of Ways and Means to raise the said Sum of Value of *Two Thousand Pounds* for the Queen's Use; and, after some Time spent therein, the Speaker reassumed the Chair, and *William Trent*, Chairman, reports, that the Committee had made some Progress in the Matters to them referred, and directed him to move for Leave to sit again this Afternoon; and that some Members be appointed to procure from the Treasurer Duplicates of the Assessment of the last Provincial Tax.

Ordered, That *Caleb Pusey*, and *Jonathan Dickinson*, go to the Treasurer, and inform themselves of the whole Sum levied by the last Assessment, and report the same to the House this Afternoon.

Resolved, That this House will, this Afternoon, resolve itself into a Committee of the whole House, further to consider of Ways and Means to raise the said *Two Thousand Pounds* for the Queen's Use, and all Members in Town are required to give their Attendance; and then the House adjourned till Two a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called over, a Quorum appeared.

Caleb Pusey, and *Jonathan Dickinson* report, that they had been with the Treasurer, according to Order; and find that the late Tax (deducting all Charges) will amount to about

Seven Hundred and Sixty-five Pounds, Eight Shillings, and Six-pence.

The House, according to Order, resolved itself into a Committee of the whole House, further to consider of Ways and Means to raise the said *Two Thousand Pounds* for the Queen's Use, and, after a considerable Time spent therein, the Speaker reassumed the Chair, and *William Trent*, Chairman of the said Committee, reports, that they had finished the Matter to them referred, and had come to several Resolves thereupon, which he read in his Place, and afterwards delivered in at the Table; which Resolves being again read, were agreed to by the House.

Ordered, That *Isaac Norris*, *Jonathan Dickinson*, and *Caleb Pusey*, draw up an Address to the Governor, upon the several Heads agreed on by the House, and bring the same to this House To-morrow Morning; and that the said Members, with the Speaker's Assistance, be a Committee to prepare a Bill, pursuant to the Resolves of the Grand Committee, agreed to by this House, Adjourned till Eight To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called over, a Quorum appeared.

Jonathan Dickinson, and the other Members, appointed to draw an Address to the Governor, report, that they had prepared the same, which was read, and delivered in at the Table; which being again deliberately read, was agreed to by the House, and is as followeth.

To CHARLES GOOKIN, Esq; Lieutenant Governor of the Province of *Pennsylvania*, &c.

The ADDRESS of the Representatives of the Freemen of the said Province, in General Assembly met at *Philadelphia*, the 14th of the *Fifth Month*, 1711..

May it please the Governor,

WE the Representatives of the Freemen of the Province of *Pennsylvania*, having deliberately read, and seriously considered, the Queen's Letter and Instructions to thee, with the Minutes of the Congress, and several other Papers thou wert pleased to lay before us, relating to the intended Expedition against Canada, as also thy Speech to us upon that Occasion do crave Leave to observe, that we believe it an Unhappiness to us, that by reason of the Distance of Place, and Shortness of Time, thou could not reach the Congress at New-London, well knowing thou could have informed that Council more rightly of the Conditions and Circumstances of this Province, and thereupon might reasonably expect the Justice and Reason of that Board would have apportioned the Quota for this Prov-

ince more easy for us, and equally with our Neighbours, the present Demand being beyond what the Peoples Circumstances can bear; considering also that we are at a constant Charge in maintaining a Friendship with our neighboring Indians.

That the Majority of the Inhabitants of this Province being of the People called Quakers, religiously persuaded against War, and therefore cannot be active therein; yet are as fully persuaded, and believe it to be their bounden Duty to pay Tribute, and yield due Obedience to the Powers God has set over them in all Things, as far as their religious Persuasions can permit; and therefore we take this Occasion to express our Duty, Loyalty, and faithful Obedience to our rightful and gracious Queen ANNE, and accordingly have voted the Sum of Two Thousand Pounds to be raised upon the Inhabitants of this Province for the Queen's Use, which we hope will be taken in good Part, and accepted as a Token of our Duty, and the Equivalent which by thy Speech is proposed to us; and are preparing a Bill for that Purpose, in which we cannot yet see, but by reason of the Scarcity of Money, we shall be obliged to take of the People a good Part in Provisions.

We understand the Governor hath summoned an Assembly in the Three Lower Counties, and presume, when they have done their Part, it will fully answer what can be expected from thy Government.

Ordered, That the same be signed by the Speaker; and that William Trent, John Clark, Isaac Norris, and John Wood, do wait upon the Governor with the said Address, and enquire what Time he intends to set out for Newcastle.

The Speaker reports from the Committee appointed to prepare a Bill for raising *Two Thousand Pounds* for the Queen's Use, that they had prepared the same, intituled, *An Act for raising Five-pence Half-penny per Pound on the estates of the Inhabitants of this Province and Twenty-two Shillings per Head on single Freemen, and also for laying an Impost Two and a Half per Cent. on all European Goods imported into this Province, and not owned by the Inhabitants thereof*, which was read, and ordered a second Reading.

Resolved, That such of the Members of this House as have not given their Attendance this present Session shall be accounted Delinquents, and proceeded against according to Law, unless they appear next *Second Day*, being the Sixteenth Instant, and shew such Cause for their Absence as shall be satisfactory to this House; and then the House adjourned till next *Second Day*, at Two a Clock in the Afternoon, being the sixteenth Instant.

The House met, the Speaker assumed the Chair, and the Members being called over, a Quorum appeared.

Isaac Norris reports, that he, with some of the other members appointed, delivered the Address to the Governor, according to Order; and that the Governor was pleased to say, he would defer his going to *Newcastle* till next *Wednesday*, if the Business now before the House could be dispatched by that Time.

Ordered, That *Thomas Masters*, *Isaac Taylor*, and *Jeremiah Langhorn*, do wait upon the Governor, and acquaint him that the Business now before this House cannot be dispatched by the Time proposed; and if the Affairs of Government require his Presence at *Newcastle*, desire to know what Time he will return.

Such Members who have not given due Attendance this Session being all now present (except *Abel Janney*, who is dangerously ill) were required to give an Account of the Reasons of their Absence, which was done; and they are excused, paying the Messenger; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called over, a Quorum appeared.

Thomas Masters, and the other Members, appointed Yesterday on a Message to the Governor, report, they had delivered the same according to Order; and that he was pleased to inform them, he had appointed to meet the Assembly at *Newcastle* To-morrow; and intended to be here again this Day-week, being the Twenty-fourth Instant, at which Time he expected the Attendance of this House, and that all Things would be in a Readiness.

The Secretary in a Message from the Governor, informed the House, that the Governor, sent him to desire, those nine Papers, delivered the Speaker in Council, the Eleventh Instant, to communicate the same to the Assembly of the Lower Counties; also that the Governor had been at a considerable Expence in traveling to *New-York*, which he hoped would be considered by this House, according to the Example of other Governments.

Ordered, That *Nicholas Pile*, and *Nathaniel Newlin*, do forthwith wait upon the Governor with the said Papers, and desire that Copies of Number 2, 3, 4, and 5, may be returned to remain in this House.

The said Members returned, and report, they had delivered their Message and the Papers to the Governor, according to

Order; and that he was pleased to promise Copies should be sent to the House; and further, the Governor informed them of his Intentions of being in Town next *Sixth Day* (the Twentieth Instant) at which Time, if the House could be ready, the Matters now before them might be finished; and then the House adjourned till Two a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called over, a Quorum appeared.

The House went upon the Reading and Debate of the Bill, intituled, *An Act for raising Five-pence Half-penny per Pound, and Twenty-two Shillings per Head, on single Freemen; and also for laying an Impost of Two and a Half per Cent. on all European Goods imported into this Province, and not owned by the Inhabitants thereof.*

Resolved, That this House will, To-morrow Morning, resolve itself into a Committee of the whole House, further to proceed in the Reading and Debate of the said Bill; and then the House adjourned till Eight a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called over, a Quorum appeared.

The House, according to the Order of the Day, resolved itself into a Committee of the whole House, further to proceed in the Reading and Debate of the Bill; and, after some Time spent therein, the Speaker resumed the Chair, and *Isaac Norris*, Chairman of the said Committee, reports, that they had finished the Matter to them referred, and that the Committee had come to several Resolves thereupon, which were read, and delivered in at the Table; and the same being again deliberately read, after some Amendments, were agreed to by the House, and are as followeth, *viz.*

1. That the Poll-money on Freemen be reduced to *Twenty Shillings per Head.*

2. That the Impost of *Two and a Half per Cent.* on *European Goods* be left out of the Bill.

3. That the Title of the Bill be changed, and called, *An Act for raising Two Thousand Pounds for the Queen's Use, by a Tax of Five-pence Half-penny per Pound, and Twenty Shillings per Head.*

And the said Bill, with the Amendments, was read a Second Time, and committed.

Ordered, That *Caleb Pusey, Jonathan Dickinson, Jeremiah Langhorn, and Samuel Cart*, be a Committee to amend the said Bill accordingly, and bring the same to this House To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called over, a Quorum appeared.

Caleb Pusey, and the other Members, to whom the Bill, intituled, *An Act for raising Two Thousand Pounds for the Queen's Use, by a Tax of Five-pence Half-penny per Pound, and Twenty Shillings per Head*, was committed, reports, that they had compleated the same, according to the Direction of this House, which was read, and the Question being put, that the said Bill do pass? *It past in the Affirmative.*

Ordered, That the said Bill be ingrossed, and that the Speaker, *Caleb Pusey*, *William Trent*, and *Jeremiah Langhorn*, or so many of them as can attend, present the said Bill to the Governor for his Concurrence.

The Message to this House by the Secretary on the seventeenth Instant, relating to the Charges of the Governor's Journey to *New-York*, being taken into Consideration,

Resolved, That the Sum of *Twenty Pounds* be allowed to defray the same, and that the Speaker draw an Order upon the Treasurer for Payment thereof to the Governor accordingly.

Resolved, N. C. D. That Application be made to the Queen, and Ministry at Home, for Leave to import *European Salt* for the Promotion of our Fishery, and general Utility of the Queen's Subjects in this Province, and *William Trent*, *Isaac Norris*, *Jonathan Dickinson*, and the Speaker, are appointed to negotiate that Affair on the Country's behalf, by the most expedient Means they shall think advisable; and the Speaker is hereby directed to issue an Order of Payment for *Fifty Pounds* to the said Persons on the Provincial Treasurer, to defray that Charge, and that they shall give an Account of their Proceedings therein to the Assembly of this Province, for the Time being, when required.

Resolved, That an humble Address be presented to the Queen, expressing the Duty and Affection of her Subjects in this Province, craving her favourable Acceptance of the Sum raised this Session for her Use; and that she would be graciously pleased to indulge us with the Privilege of importing *European Salt* for the Promotion of a Fishery here, and that *Isaac Norris*, *Caleb Pusey*, *Jonathan Dickinson*, and *William Trent*, prepare the said Address, and bring the same to the House To-morrow and then the House adjourned till Two a Clock To-morrow Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called over, a Quorum appeared.

Richard Heath, Clerk of this House, produced his Account for immediate Services, ingrossing the Bill and Addresses, and for transcribing the Minutes fair, and the Votes for publick View, amounting to the Sum of *Five Pounds*, which was read, and allowed.

Nicholas Rosogan, Door-keeper of this House, presented his Account for present Service, amounting to *One Pound, Twelve Shillings*, and *Six-pence*, which was read, and allowed.

Ordered, That the Speaker issue Orders on the Treasurer, for Payment of both the said Accounts.

Resolved, That all Orders of Payment, allowed and made this Session, be paid out of the Residue of the Money raised by the Act for raising *Two Thousand Pounds* for the Queen's Use, by a Tax of *Five-pence Half-penny per Pound*, and *Twenty Shillings* per Head, after the said Sum of *Two Thousand Pounds* is paid.

The Speaker reports, that he, with *Caleb Pusey*, had presented the Bill for raising *Two Thousand Pounds* for the Queen's Use, to the Governor for his Approbation, according to Order; and that the Governor was pleased to say, he would give it all the necessary Dispatch.

Jonathan Dickinson, and the other Members, appointed to draw up an Address to the Queen, report, that they had prepared the same, which he read, and delivered at the Table; and the same being again read, and debated, divers Amendments were proposed, and the said Address was re-committed to the said Members to be amended accordingly, and bring the same to this House To-morrow Morning.

Thomas Story, and *Samuel Preston*, Members of Council, in a Message from the Governor, returned the Bill for raising *Two Thousand Pounds* to the Queen's Use by a Tax of *Five-pence half-penny per Half-Pound*, and *Twenty Sillings* ^A*Shillings*q per Head; together with a Proposal of Amendment to the said Bill in Writing, that the Effects raised by the said Tax shall be paid by the Treasurer as the Governor shall direct and appoint.

Ordered, That *Thomas Masters*, and *John Wood*, wait upon the Governor, and acquaint him, that the House had agreed the *Two Thousand Pounds* shall be paid with the Governor's Approbation, and that the Bill be amended accordingly; and then the House adjourned till Seven a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called over, a Quorum appeared.

Ordered, That *Nathaniel Newlin*, and *Nicholas Pile*, present the Bill as amended to the Governor for his Concurrence.

The said Members reported, that they had delivered the Bill according to Order.

Resolved, N. C. D. That it is highly injurious, and a great Injustice to the Inhabitants of this Province, to have their indentured Servants encouraged and enticed away to enlist themselves with the Officers of the neighbouring Government of *West-New-Jersey*, as divers lately have done, which this House cannot but resent as a Violence upon the Subject, and an Indignity to this Government, and prays the Governor's Endeavours for a speedy Relief therein.

Griffith Owen, and *Samuel Preston*, Members of Council returned the Bill, with a farther Proposal of Amendment to the same from the Governor in Writing, insisting that the Money raised by the said Bill should be paid to the Governor for the Queen's Use, or that such Part thereof as is employed by the Governor for the Queen's Service shall be first deducted.

Jonathan Dickinson, and the other Members, appointed to amend the Address to the Queen, report, that they had done the same accordingly, which was read, and agreed to by this House.

Ordered, That the said Address be signed by the Speaker, and sent to the Proprietary to present to the Queen.

The House taking into Consideration the last Amendments proposed by the Governor to the Bill, and the Question being put, that the said Bill be amended according to the Governor's Proposal? *It was carried in the Negative*.

Ordered, That *William Trent*, and *Nicholas Pile*, present the said Bill again to the Governor for his Concurrence, and request his Dispatch therein.

The said Members returned, and report, they delivered the Bill to the Governor, according to Order; and that he told them, the House should hear from him about Three a Clock this Afternoon; and then the House adjourned till Two a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called over, a Quorum appeared.

Isaac Norris, produced an Account of *James Logan's*, amounting to *Seventy Pounds, Two Shillings, and Ten-pence Half-penny*, which was read, and, after deducting *Five Pounds per Annum* for his Charge as Clerk of the Council, the Residue, *viz. Fifty-five Pounds, Two Shillings, and Ten-pence Half-penny*, was allowed, and the Clerk is ordered to certify the same.

Samuel Carpenter, Samuel Preston, and Thomas Story, Members of Council, returned the Bill for raising *Two Thousand Pounds* for the Queen's Use, &c. together with the Governor's Reasons why he cannot assent to the said Bill.

Ordered, That Candles be brought in; and they were brought in accordingly.

The Governor's Reasons why he could not assent to the Bill were taken into Consideration; and, after some Time spent therein, the House referred the same to be further debated and considered at their next Meeting.

Ordered, That *Isaac Norris, and Nicholas Pile*, wait upon the Governor, and acquaint him, that forasmuch as the House cannot as yet come to a Conclusion upon his last Message, and the Members very uneasy, being detained thus late, do incline to adjourn for some Days, and desire to know the Time will best suit his Conveniency.

The said Members report, that they had delivered their Message according to Order; and that the Governor was pleased to nominate next *Fifth Day*, being the Twenty-sixth Instant, as a suitable Time for this House to meet again; and accordingly the House adjourned till the next *Fifth Day*, being the Twenty-sixth Instant, at Two a Clock in the Afternoon.

The Reasons for not Meeting on the Day of Adjournment appears in the Governor's Message of the Seventh of the Sixth Month, 1711.

IN Pursuance of the Governor's Summons a Majority of the Representatives met, the Speaker assumed the Chair, and the Members being called over, a Quorum appeared.

Ordered, That *Thomas Masters, and Isaac Norris*, forthwith wait upon the Governor, and acquaint him, that pursuant to his Summons a Quorum of the Members of Assembly are met, and ready to receive that he is pleased to lay before them as a House.

The said Members return, they delivered their Message according to Order; and that the Governor was pleased to signify, he expected the Attendance of the House To-morrow at Ten a Clock; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called over, a Quorum appeared.

Ordered, That *Caleb Pusey, and Samuel Cart*, wait upon the Governor, and acquaint him that the House is met, and ready to attend him.

The said Members returned, and reported, that they had delivered their Message according to Order; and the Governor was pleased to acquaint them, that as soon as the Council met the House should hear from him.

Griffith Owen, and *Samuel Preston*, Members of Council, in a Message from the Governor, acquainted the Speaker, that the Governor expects the Attendance of the House at his Lodgings.

Resolved, That the Speaker, with the whole House, attend the Governor accordingly.

The House returned, and the Speaker reports, that the Governor had been pleased to make a Speech to this House, and that he had obtained a Copy thereof, which was read, and is as followeth, *viz.*

GENTLEMEN,

"The Bill so long in hand for the Raising of the Two Thousand Pounds for the Queen's Use, seems to me to be so worded as it will not answer the End proposed; for, if I am not mistaken, there is no Time mentioned for Payment: I therefore hastened to *New-York*, to advise with Colonel *Hunter*. He told me, that *One Thousand Pounds* was forthwith paid, and the rest in Provisions in a few Months, it might be of Use to the Queen, otherwise not. I intended to have been with you on the Day you adjourned, but was persuaded to stay one Day longer for the Arrival of Colonel *Nicholson*, who not coming, I hastened Home; but was taken ill on the Road: However you staid not long for me, having, missed your Adjournment. You are now legally called, and legally met: I desire you will so frame the Bill, that it may on all Points answer the End proposed, that is, the Service of the Queen."

Ordered, That *Isaac Taylor*, and *Edward Jones*, do forthwith wait upon the Governor in Council, and acquaint him, that by the Bill presented for his Concurrence to raise *Two Thousand Pounds* for the Queen's Use, the whole Collection was to be completed by the last of *October*, and that this House will immediately go upon the Consideration of the Premises, as by his Speech is recommended to them.

The said Members return, and report, that they had delivered their Message according to Order.

Ordered, That the Bill for raising *Two Thousand Pounds* for the Queen's Use, by a Tax of *Five-pence Half-penny per Pound*, and *Twenty-Shillings per Head*, be read, and the same was read accordingly, and ordered a second Reading this

Afternoon; and then the House adjourned till Three a Clock this Afternoon precisely, and all the Members are desired to give their Attendance.

The House met, the Speaker assumed the Chair, and the Members being called over, a Quorum appeared.

The Bill for raising *Two Thousand Pounds* for the Queen's Use, by a Tax of *Five-pence Half-penny per Pound*, and *Twenty Shillings per Head*, was read a second Time, and committed; and then the House adjourned till Eight a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called over, a Quorum appeared.

A Petition of divers of the Inhabitants of the City of *Philadelphia* was presented to the House, and read, complaining of their great Sufferings, by their bought Servants being inticed to run away from their Masters Service into *West-Jersey* to enlist themselves for Soldiers, and praying Relief therein:

And a Motion being made, that a Clause be added to the Bill for making a reasonable Satisfaction to the injured Persons for the Loss of their Servants, out of the Monies to be raised thereby for the Queen's Use, unless such Servants shall be returned by the first of *Decem্বর* next? *It past in the Affirmative.*

Ordered, That *Isaac Norris*, *Caleb Pusey*, and *Thomas Stevenson*, prepare a Clause accordingly, and bring the same to the House this Afternoon; and then the House adjourned till Three a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called over, a Quorum appeared.

The Bill for raising *Two Thousand Pounds* for the Queen's Use by a Tax of *Five-pence Half-penny per Pound*, and *Twenty Shillings per Head*, as last amended, was read the third Time,

Resolved, That the said Bill do pass.

Ordered, That the said Bill be ingrossed, and that the Speaker, *Thomas Masters*, *Caleb Pusey*, and *John Clark*, present the said Bill to the Governor for his Concurrence; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called over, a Quorum appeared.

The Speaker reports, that he, with the other Members appointed, delivered the Bill to the Governor, according to Order.

Order, That *Ephraim Jackson*, and *Thomas Stevenson*, acquaint the Governor that the Assembly is met, and desire

to know if he expects the Attendance of the House this Morning.

The said Members returned, and report, they delivered their Message to the Governor; and that he was pleased to say, the House should hear from him at Two a Clock; and then the House adjourned till Two a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called over, a Quorum appeared.

Samuel Preston, and *Captain Anthony Palmer*, Members of Council, returned the Bill for raising *Two Thousand Pounds* for the Queen's Use, and signify'd the Governor's Concurrence.

Ordered, That *Jonathan Dickinson*, *Isaac Norris*, *John Wood*, and *Thomas Stevenson*, or so many of them as can attend, with the Assistance of the Speaker and Clerk, be a Committee to examine the fair Journal, with the rough Minutes, and collect the Day of each Member's Absence during the Sitting of this House, and report the same To-morrow Morning; and then the House adjourned till Ten a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called over, a Quorum appeared.

The Speaker reports, that the Committee appointed to examine the Journal, and collect an Account of the Time of each Member's Absence from the Service of this House whilst sitting, that they have gone through the Whole, and find the same to agree with the rough Minutes, and delivered an Account of the Members Absence in at the Table.

Caleb Pusey, *Isaac Norris*, and *Thomas Masters*, report, that, according to the Order of the Second of the *First Month*, they had been with *David Lloyd* to require the Remonstrance signed by him as Speaker of the Assembly the *Twenty-sixth* of the *Sixth Month* 1704; and the said *David Lloyd* declares he knows not where the Original, signed by him as Speaker, is; but acknowledged that he sent to this House the Second of the *First Month* last to be a true Copy thereof.

Resolved, N. C. D. That it is the People's great Security to have a Duplicate of the Journal of the Assembly lodged in the Secretary's Office, for the Time being, according to the Example of other Governments under the Crown of *Great-Britain*, and the Clerk of this House is ordered to transcribe the same at the Publick Charge; which, being examined, and signed by the Speaker, shall be delivered to the Governor accordingly; and then the House adjourned till Two a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

Ordered, That *Isaac Norris*, and *Isaac Taylor*, wait upon the Governor, and acquaint him, that the House is ready to attend when he pleases, in order to pass the Bill.

The said Members return, and having delivered their Message to the Governor, report, he desired the Attendance of this House immediately.

Resolved, That this House will forthwith attend the Governor, in order to pass the said Bill into a Law.

The House returned, and the Speaker reports, that the Governor had been pleased to pass the said Bill, intituled, *An Act for raising Two Thousand Pounds for the Queen's Use, by a Tax of Five-pence Half-penny per Pound, and Twenty Shillings per Head*, into a Law, and directed *Griffith Owen*, and *Samuel Preston*, Members of Council, by his Warrant, to see the Great Seal affixed thereto.

Ordered, That *Isaac Norris*, *Thomas Masters*, *Caleb Pusey*, and *William Biles*, take the said Bill, and accompany the Members of Council aforesaid to see the Seal affixed to the same, and deliver it to the Master of the Rolls to be recorded.

The Governor delivered a Letter which he received from the Proprietary, dated the 14th of the *First Month*, and 10th of the *Second Month*, 1711, to the Speaker, in order to lay before this House, which was read, and ordered a second Reading To-morrow Morning.

The Speaker informed the House, that during the Governor's Absence, and since his last Return from *New-York*, he had received and entertained upwards of Sixty *Connestogoe Indians*, who came to treat with the Governor about the intended Expedition against the *French* and *Northern Indians* of *Canada*, by which he had disbursed at least *Twenty Pounds*, and been at much Trouble; therefore desired the same might be reimbursed him out of the Provincial Stock.

Resolved, N. C. D. That if the Governor concurs with this House therein, the Sum of *Twenty Pounds* shall be paid to the Governor by the Publick Treasurer out of the Provincial Stock, after all Payments, ordered by three Resolves of Assembly, made the Second of the *First Month*, 1710, are discharged, and that the Clerk draw an Order on *Samuel Carpenter*, publick Treasurer, for Payment thereof accordingly; which was done, and signed by the Speaker, to be presented to the Governor for his Concurrence; and then the House adjourned till Seven a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The Members appointed to see the Great Seal affixed to the Bill for raising *Two Thousand Pounds*, for the Queen's Use, report, that the same was done, and left with the Master of the Rolls, according to Order.

Resolved, That this House will present the rough Minute Book to the Speaker, for his Trouble in publishing the Votes.

The Proprietary's Letter was read a second Time, and left to be further considered at the next Meeting of this House.

Resolved, That all Orders of Payment, issued by this Assembly the Nineteenth and Twentieth of the *Fifth Month* last, shall be paid by the Treasurer accordingly.

Resolved, *N. C. D.* That this House will request the Governor to issue new Commissions of the Peace to such Persons only, in the respective Counties, as shall think themselves concerned for the Publick Good in the Administration of Justice, by duly holding the Courts of Judicature as by Law established in this Province; and then the House adjourned till the twentieth Day of the *Seventh Month* next.

THE House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

Richard Heath, Clerk of this House, produced his Account amounting to *Five Pounds*, *One Shilling*, and *Six-pence*, which was read, and allowed.

Nicholas Rosogan, Door-keeper, produced his Account, amounting to *Twenty-four Shillings*, and *Six-pence*, which was read, and allowed.

Ordered, That the Speaker issue Orders of Payment on the Treasurer for the two above mentioned Accounts, to be presented to the Governor for his Concurrence, and paid out of the Publick Stock.

Ordered, That *Isaac Norris*, and *Thomas Masters*, do wait upon the Governor, and acquaint him that the House is sitting, and desire to know if he has any Thing to lay before them.

Ordered, That the Clerk prepare Tickets of the Number of Days each Member has attended the Service of this Assembly, and that the Speaker sign and deliver the same to the Persons concerned.

Isaac Norris, and *Thomas Masters* report, that, according to Order, they had been at the Governor's Lodgings, and the Secretary's Office, and are informed that the Governor is at *Newcastle*.

The House taking into Consideration the Governor's being out of Town, and divers Members absent by Sickness, and the Time for a New Election being near at Hand, thought fit to decline any further Procedure to Business this Session, unless the Governor see Cause to require their further Attendance, whereof the Speaker is appointed to acquaint the Governor.

Signed by Order, per

The 20th of the Seventh Month 1711. RICHARD HILL,
Speaker.

At an ASSEMBLY held in PHILADELPHIA, the Fifteenth Day of OCTOBER, ANNO DOMINI, 1711.

The Names of the Representatives of the Freemen of this Province, elected to serve in Assembly for the ensuing Year, as the respective Sheriffs Returns, bearing Date the first Day of the *Eighth Month, Anno, 1711, viz.*

<i>Philadelphia County.</i>	<i>Chester County.</i>	<i>Bucks County.</i>
<i>Edward Farmar,</i>	<i>Francis Yarnall,</i>	<i>Jeremiah Langhorn.</i>
<i>Benjamin Duffield,</i>	<i>John Bezor,</i>	<i>Thomas Stevenson,</i>
<i>Owen Roberts,</i>	<i>Caleb Pusey,</i>	<i>William Biles,</i>
<i>David Lloyd,</i>	<i>Nicholas Pile,</i>	<i>Samuel Burges, jun.</i>
<i>Isaac Norris,</i>	<i>Nathaniel Newlin,</i>	<i>Thomas Stackhouse,</i>
<i>John Roberts,</i>	<i>Joseph Baker,</i>	<i>Joshua Hoopes,</i>
<i>Robert Jones,</i>	<i>Nicholas Fairlamb,</i>	<i>Robert Heaton, jun.</i>
<i>Joseph Wilcox.</i>	<i>David Llewellyn.</i>	<i>Samuel Baker.</i>

City of Philadelphia.

Richard Hill, Speaker.

Samuel Preston.

THE Representatives of the Freemen of this Province of *Pennsylvania*, elected to serve in Assembly for the ensuing Year, met at the usual Place in the City of *Philadelphia*, and being a Quorum, as the Charter of Privileges directs, proceeded and chose *Richard Hill, Esq;* to be their Speaker, who being placed in the Chair; read and subscribed the Qualifications by Law prescribed; and then the Members being called over, by Returns of the Sheriffs of each County of this Province, those present subscribed the same (being read to them with an audible Voice) *viz. Richard Hill, Speaker, Samuel Preston, Edward Farmar, Owen Roberts, Isaac Norris, John Roberts, Robert Jones, Francis Yarnall, John Bezor, Caleb Pusey, Nicholas Pile, Nathaniel Newlin, Joseph Baker, Nicholas Fairlamb, David Llewellyn, Thomas Stevenson, Samuel Burges, Thomas Stackhouse, Joshua Hoopes, Robert Heaton, and Samuel Baker.*

Ordered, That *Thomas Stevenson*, and *Joshua Hoopes*, do wait upon the Governor, and acquaint him the Assembly is sitting, and desires to know when he will be pleased to receive this House, in order to present their Speaker.

The said Members return, and report, that the Governor is gone to *Newcastle*, upon an extraordinary and unexpected Occasion, and the Time of his Return is uncertain, save only that he left Word, he would return as soon as possible he could. Adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

Joseph Wilcox, a Member returned to serve in this Assembly, appeared, and, after having read and subscribed the Declaration, &c. by Law required, took his Place in this House.

Ordered, That *Nicholas Pile*, and *Robert Heaton*, go to the Secretary, and desire him to send the royal Charter of King CHARLES the II. to our Proprietary, that the same may be read in the House, and returned to his Office again.

The said Members report, that they have been with the Secretary, and have brought the royal Charter to this House, according to Order.

Ordered, That the said royal Charter be distinctly read with an audible Voice; which was done accordingly.

Ordered, That the Proprietary's Provincial Charter of Privileges be also distinctly read; which was done accordingly.

Ordered, That *Owen Roberts*, and *John Bezor*, do forthwith carry the royal Charter to the Secretary's Office, and deliver the same to the Secretary himself.

The said Members return, and report, that they delivered the royal Charter to the Secretary, according to Order.

Ordered, That *John Roberts*, *David Llewellyn*, and *Samuel Burges*, do go to the Governor's House, and Secretary's Office, and enquire if there be any Advice from the Governor concerning the Time of his Return.

The said Members return, and report, that they have been at the Governor's House, and Secretary's Office; but do not find that there is any Certainty of the Time when the Governor intends to be in Town.

The House taking into Consideration, that, for several Reasons, it appears more suitable to take another Season for sitting to Business, do unanimously agree to adjourn to the last Day of *December* next; and since the Governor at this Time is necessarily absent, and the Time of his Return not certain, the Speaker, with *Joseph Wilcox*, and *Isaac Norris*, or either of them, is desired to acquaint the Governor there-

with; and also that the Members will be ready notwithstanding to attend the Governor sooner, if he shall see Cause to call them; and then the House adjourned to the last Day of the *Tenth Month* next accordingly.

THE House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

David Lloyd, a Member elected and returned to serve in this Assembly, appeared, and desired Time to consider the Qualifications received by the Members of this House.

Ordered, That *Caleb Pusey*, *Isaac Norris*, and *Joshua Hoopes*, do wait upon the Governor, to acquaint him the Assembly are met: and desire to know when he will be pleased to receive this House, in order to present their Speaker.

The said Members returned, and report, that they delivered their Message to the Governor, according to Order; and that he was pleased to say, he would be ready to receive this House To-morrow Morning at Ten a Clock.

The Speaker proposed to the Consideration of the House, that a proper Person may be provided to officiate as Clerk of this Assembly; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

Benjamin Duffield, a Member elected and returned to serve in this Assembly, after having read and subscribe the Qualifications, prescribed by Law, took his Place in this House.

David Lloyd, a Member elected and returned to serve in this Assembly, appeared, and proposed to be qualified, according to the Direction of a Law of this Province now in Force; the same was left to further Consideration.

Ordered, That *Joseph Baker*, and *Nicholas Fairlamb*, wait upon the Governor, and acquaint him, the House is met, and ready to attend him, in order to present their Speaker.

The said Members returned, and report, they delivered their Message to the Governor; who said, he was ready to receive this House.

Resolved, That this House will immediately wait on the Governor, in order to present their Speaker.

And accordingly the whole House went to attend the Governor, and presented their Speaker; which being approved, the House returned, and the Speaker reported, that the Governor was pleased to make a Speech to this House, and had given a Copy thereof, which he delivered in at the Table, and the same being read, is as followeth.

GENTLEMEN,

"THE Proprietary, in his Letters to me, takes Occasion to shew his Desire to serve the People of this Providence, and leaves it to themselves to think on the Means that may best conduce to their own Quiet and Interest: And as it will be generally allowed, that this assembly is composed of Persons of Abilities to serve their Country, I shall not at this Time propose Methods to you, but shall contend myself to recommend, that in all your Proceedings you have great Regard to the Honour and Interest of the Crown, that of the Proprietary, and the Publick Welfare.

These Rules being strictly observed, you cannot frame a Bill I will not readily give my Assent to.

Under these heads the *Indian* Treaties (more especially at this Juncture) and the Common Exigencies of Government, may be considered.

As to my own Particular, I must put you in Mind, that I have been above three Years engaged in the Affairs of the Province, and almost as long in it; what I have received of the Publick affairs of the last Assembly, which is far short of what the Proprietary gave me to expect from the People.

But as I am unwilling to require any Thing that may give them the least Uneasiness, I shall leave this, with what I have before mentioned, to your prudent Consideration Gentlemen, who are their Representatives."

Thomas Wilson, being appointed Clerk of the Assembly, by Affirmation was engaged to Secrecy, and a true Performance of this Trust; and by the Consent of this House is allowed *Four Shillings and Six-pence per Day* for his Services in Assembly, and to be paid for extraordinary Services between each Adjournment and Sitting; and to have the Benefit of all Copies or Transcripts to be made out of the Journal, at such Rates as the House shall adjudge; and then the House adjourned till Two a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The House went upon the Consideration of *David Lloyd's* Proposal of being qualified according to the former Method prescribed by a Law of this Province, made in the Year 1706.

Resolved, That it is the Opinion of this House, that any Member being qualified according to the Method prescribed in the Law, intituled, *An Act to ascertain the Number of Mem-*

bers of Assembly, and to regulate Elections, shall be admitted to serve in Assembly.

Resolved, also, That it is the Opinion of this House, that any Member taking or subscribing the same Qualification, in the Words of the Affirmation, prescribed by a Law of this Province, intituled, *An Act directing an Affirmation to such who, for Conscience Sake, cannot take an Oath*, shall likewise be admitted to serve in Assembly.

Ordered, That the Governor's Speech be again read, which was done accordingly.

Resolved, That this House will take the said Speech into further Consideration To-morrow Morning; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

David Lloyd appeared, and subscribed to the Qualification prescribed by a Law of this Province, intituled, *An Act to ascertain the Number of Members of Assembly, and to regulate Elections*, and took his Place in this House.

Ordered, That the Governor's Speech be read; and the same being read, and taken into Consideration, the House came to a Conclusion, that having no late Advice from *England*. it might be more advisable to adjourn, and defer all publick Business till the Twenty-eighth Day of the *Second Month* next, if the Governor thinks fit to concur with this House therein.

Ordered, That *Joseph Wilcox*, *Caleb Pusey*, and *Thomas Stevenson*, do wait upon the Governor, and acquaint him therewith.

The said Members returned, and report, they had delivered their Message to the Governor, according to Order; and that he was pleased to say, if the Assembly thought fit to adjourn, he should leave the Time to the Discretion of the House; and then the House adjourned till Three a Clock in the Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The House took again into further Consideration whether the Time proposed to the Governor this Morning for an Adjournment be most agreeable to the present Circumstances of this Province; and after some Time spent therein, and the Question being put, that this House will adjourn till the Twenty-eight Day of the *Second Month* next? *It past in the Affirmative.*

Ordered, That Candles be brought in; and they were brought in accordingly.

Ordered, That the Minutes of this House be read through-out; and the same were read accordingly, and approved; and then the House adjourned till the Twenty-eighth Day of the *Second Month* next, unless the Governor see Cause to call them sooner.

THE House met, pursuant to their last Adjournment, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

Ordered, That *Nicholas Fairlamb*, and *Samuel Burges*, do wait on the Governor, and acquaint him, that the Assembly is met, according to Adjournment.

The said Members return, and report, that they had been at the Governor's House, and Secretary's Office, where they were informed the Governor was not yet come to Town, but that he was expected this Evening; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

Ordered, That the Governor's Speech be read, and the same was read, and debated; and after some Time spent therein, *Isaac Norris*, *Joshua Hoopes*, and *Caleb Pusey*, were appointed to prepare an Address in answer thereto, and bring the same to this House Tomorrow Morning.

Ordered, That *Joseph Wilcox*, *Nicholas Fairlamb*, and *Samuel Baker*, be a Committee to inspect the publick Accounts of this Province (in the Treasurer's Hands) and report the State thereof to this House To-morrow Morning, and that the Treasurer attend at the same Time.

Ordered, That the Speaker issue Warrants under his Hand, and send the same by *Joshua Fincher* as Messenger of this House, requiring the absent Members speedy Attendance.

David Lloyd desired Leave to be absent To-morrow upon extraordinary Occasions, which was granted; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The Committee appointed to prepare an Address, in answer to the Governor's Speech, brought the same to this House, according to Order, which was read, and ordered to be signed by the Speaker, *viz.*

May it please the Governor,

WE the Representatives of the Freemen of the Province of Pennsylvania, in Assembly met, having now taken into Consideration thy Speech, made to us at our last Sitting, do return our hearty Thanks for the Proprietary's kind Regards,

and Desires for the good of the People of this Province, exprest in his Letters to thee, and the Expectation thou art pleased to give us of they ready Assent to such Laws as shall contribute thereunto, leaving the Means and Methods to ourselves; which we shall always endeavour with the best of our Abilities to set about, with due Regards to the Honour and Interest of the Crown, that of the Proprietary, and the Publick Welfare.

Much Business does not, at first View, appear to us; but we shall, forthwith, appoint Committees to enquire into the Condition of the Country, and State of our Laws; and in order thereunto, crave leave to desire the Governor to lay before this House a List of such Laws as have been laid before the Queen, and such of them as have been rejected, or confirmed to us.

And as we believe it our Duty to support thee, according to our present Abilities, in thy Administration of the Government, so we shall proceed to take into our Consideration the best Method for that End.

Ordered, That Isaac Norris, Caleb Pusey and Joshua Hoopes, present the said Address to the Governor.

The Committee appointed to inspect the publick Accounts of this Province, report, that they had been at the Treasurer's, according to Order; but that the Treasurer was gone out of Town.

Ordered, That the same Members be continued a Committee in this Affair, and make Report thereof to this House; and at the same Time the Treasurer's Attendance is required.

The Members appointed to present the Address of this House to the Governor, return, and report, they have delivered the same, according to Order.

Sundry * Rules approved by former Assemblies, and entered in the Journals, were read, and agreed to by this House.

And further, it is unanimously agreed, that those Members who do not appear within Half an Hour, after the Ring of the Bell, and Speaker's assuming the Chair, to answer their Call, shall pay *Eight-pence*; but if a Quorum be not present at the same Time, then each absent Member shall pay *Sixteen-pence*, and *Eight-pence* for every Hour's Absence after, unless they can shew Cause to the Satisfaction of the House for the same, which shall be determined by an immediate Vote; and then the House adjourned till Four a Clock in the Afternoon.

*These Rules are verbatim the same as in the first printed Votes, Part 11, Page 2. Anno, 1703.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

Isaac Norris desired Leave to be absent this Afternoon, which was granted.

A Letter from the Proprietary, dated the Fourteenth of the *First Month*, and Postscript, dated the Tenth of the *Second Month*, 1711, communicated by the Governor to the former Assembly, were this Day read, and left to further Consideration.

Edward Farmar desired Leave to be absent To-morrow upon an extraordinary Occasion, which was granted; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The House went upon the Consideration of divers Bills, prepared by former Assemblies, and after some Time spent therein, it was resolved the same should be further considered this Afternoon.

The Bill, intituled, *An Act for the further securing the Administration of the Government*, was read, and ordered a second Reading; and then the House adjourned till Two a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called over a Quorum appeared.

The House, according to the Resolves of this Morning, went upon the further Consideration of divers Bills, prepared by former Assemblies.

The Bill, intituled, *An Act for confirming Patents and Grants, and for preventing Law-suits*, was read, and ordered a second Reading.

The Bill, intituled, *An Act for empowering religious Societies, Towns and Villages, to buy, hold, and dispose of Lands, Tenements and Hereditaments*, was read, and ordered a second Reading.

Joshua Fincher, Messenger of this House, made Return of the several Warrants issued by the Speaker by Order of the Twenty-ninth of the *Second Month*, requiring the Attendance of the absent Members, *viz.* That he had been at each of their Houses respectively, and had spoke with *Jeremiah Langhorn*, and *William Biles*; but that *Samuel Preston*, *Thomas Stevenson*, *Thomas Stackhouse*, and *Robert Heaton*, were not at Home.

William Biles, a Member returned to serve in this Assembly, appeared, and, after having read and subscribed the Declarations, &c. by Law required, took his Place in this

House; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

Ordered, That the Door-keeper be sent forthwith to require *Jeremiah Langhorn* (a Member elected to serve in this Assembly, now being in Town) to give his immediate Attendance at this House.

The Bill, intituled, *An Act for the better enabling the Mayor and Commonalty of the City of Philadelphia to raise Money on the Inhabitants of the said City, for the publick Use and Benefit thereof*, was read; and, after some Proposals of Amendments thereto, ordered a second Reading.

The Door-keeper returned Answer, that he spoke with *Jeremiah Langhorn*, who (being about to go out of Town) reply'd, that he desired to be excused.

Ordered, That *William Biles* acquaint *Jeremiah Langhorn*, this House cannot think fit to dispence with his Absence; but requires his speedy Attendance.

Joseph Wilcox desires Leave to be absent this Afternoon.

Joshua Hoopes desires Leave to be absent this Afternoon and Tomorrow, on an extraordinary Occasion; and *Robert Heaton*, being ill, desires Leave to go Home; all which was granted; and then the House adjourned till Three a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

Jeremiah Langhorn, a Member returned to serve in this Assembly, appeared; and, after having read and subscribed the Declarations, &c. by Law required, took his Place in this House.

A Bill, intituled, *An Act for the better repairing and amending the Highways within this Province*, was read, and ordered to be laid aside; and then the House adjourned till the *Fourth Day* next, being the seventh Instant, at Three a Clock in the Afternoon.

THE House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared; and then the House adjourned till Eight a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

A Bill, intituled, *An Act for the further securing the Administration of the Government*, was read a second Time, debated, and, with some Proposals of Amendment, committed.

Ordered, That it be an Instruction to the Committee on the said Bill, to add a Clause to the same, to make Provision in case of the Death of the Governor in Chief.

A Petition of *Mordecai Howell*, of *Chester*, expressing some Hardships by him suffered, by Means of a Law-suit commenced by Colonel *Robert Quarry*, on the Queen's Behalf, was read, and ordered to lie on the Table.

A Petition of *Benjamin Chambers*, relating to his Ferry, was read, and ordered to lie on the Table.

Ordered, That the Bill intituled, *An Act for establishing the Lower Ferry on the River Schuylkill*, prepared by the last Assembly, be read, which was read accordingly, and ordered a second Reading.

The Bill, intituled, *An Act for impowering religious Societies, Towns and Villages, to buy, hold, and dispose of Lands, Tenements and Hereditaments*, was read a second Time, debated, and, with some proposed Amendments, committed.

Ordered, That it be an Instruction to the Committee on the said Bill, to adapt the same to the Use of religious Societies only, and leave out the Clause giving Power to sell, and alter the Title accordingly.

The Bill, intituled, *An Act for the better enabling the Mayor and Commonalty of the City of Philadelphia to raise Money on the Inhabitants of the said City, for the publick Use and Benefit thereof*, was read the second Time, and committed; and then the House adjourned till Three a Clock in the Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The Bill, intituled, *An Act confirming Patents and Grants, and for preventing Law-suits*, was read a second time, debated, and, with some Amendments, committed.

A Petition, signed by *William Southbe*, relating to *Negroes*, was read, and ordered to lie on the Table.

A Petition signed by many of the Inhabitants of this Province, praying the Prohibition of *Negroes*, was read, and ordered to lie on the Table.

Ordered, That *David Lloyd*, *Isaac Norris*, *Caleb Pusey*, and *Joseph Wilcox*, be a Committee to amend these four Bills, according to Directions, and report the same to this House next *Third Day*, being the thirteenth Instant, *viz.*

The Bill, intituled, *An Act for impowering religious Societies, Towns and Villages, to buy, hold, and dispose of Lands, Tenements, and Hereditaments*.

The Bill, intituled, *An Act for confirming Patents and Grants, and for preventing Law-suits.*

The Bill, intituled, *An Act for the better enabling the Mayor and Commonalty of the City of Philadelphia to raise Money upon the Inhabitants of the said City, for the publick Use and Benefit thereof.*

And the Bill, intituled, *An Act for the further securing the Administration of the Government;* and then the House adjourned till Eight a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called over, a Quorum appeared.

The Bill, intituled, *An Act for establishing the Lower Ferry on the River Schuylkill,* was read a second Time, and, with some propos'd Amendments, committed.

Ordered, That the Petitions lying upon the Table be read, which were read accordingly, and considered;

And the House are of Opinion, that if *Mordecai Howell* be really opprest by Colonel *Quarry*, or the Sheriff of *Chester* County, the Laws of *England*, and this Province are sufficient for Relief of the Subject, to which he is referred.

And to *William Southbe's* Petition, relating to the Enlargement of *Negroes*, the House is of Opinion, it is neither just nor convenient to set them at Liberty.

Also to the Petition for discouraging the Importation of *Negroes* (sign'd by many Hands) the House agrees, that an Impost of *Twenty Pounds per Head* be laid on all *Negroes* imported into this Province; and that the Clerk provide a Bill, and bring the same to this House.

The House being informed, that through the Neglect of the Magistrates or Assessors of the County of *Philadelphia*, divers Persons Accounts, which being presented to the said County Courts, as a Law of this Province, intituled, *A Supplementary Act for the Raising of County Levies*, directs, were not indorsed, by which Means the Possessors of the said Accounts are rendered incapable of recovering their just Rights;

Ordered, That *David Lloyd* prepare a Bill, reviving the said Accounts so presented, as the Law aforesaid directs; and that the same Powers be given to the Magistrates of each County, and City of *Philadelphia*, to require the Collecting Arrearages of County Taxes, and to make the Collectors answerable for the Quota of each of their Districts, and enable the Magistrates of the said City, equally with those in the County, in what is necessary therein.

Ordered also, That a Clause be in the said Bill, requiring the Payment of all Arrearages for killing of Wolves, to be

borne by a general Tax of both City and County; but that it be a County Charge for the future; and that the Accounts thereof be also brought for Allowance to the County Courts next ensuing; and then the House adjourned till Three a Clock in the Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

A Bill, intituled, *An Act for establishing Ferries over Delaware River and Neshaminy Creek*, prepared by the last Assembly, was read, and ordered a second Reading.

A Bill, intituled, *An Act for better settling the Register's Office*, was read, and ordered a second Reading.

Nicholas Fairlamb, one of the Members appointed a Committee to inspect the Publick Accounts of this Province in the Treasurer's Hands, reports, that they have been several Times at the Treasurer's, according to Order, who was still out of Town; but had left an Abstract of the State thereof in Writing, which he delivered in at the Table; and the same being read, there appears to be *Eighty-nine Pounds, One Shilling, and Four-pence Half-penny* in Publick Stock.

The House taking into Consideration the great Use and Benefit it would be to the Country to have the Laws printed, and thereupon sent for *Jacob Taylor* to treat with him about the same: He informed the House, that according to the best of his Judgment, the Charges thereof would amount to about *One Hundred Pounds*, besides Paper; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The Bill, intituled, *An Act for establishing the Lower Ferry on the River Schuylkill*, as amended, was read the third Time;

Resolved, That said Bill do pass.

The Bill, for establishing Ferries over *Delaware River and Neshaminy Creek*, was read a second Time, and committed.

The House taking into Consideration, that the Publick Stock of this Province, in Hand, is not sufficient for the present Support of the Administration of the Government, and defraying the necessary publick Charges and Exigencies thereof;

Resolved, That on the Third Day next, being the Thirteenth Instant, this House will resolve itself into a Committee of the whole House, further to consider of the most proper Ways and Means for raising a suitable Supply for the Uses aforesaid; at which Time all the Members of this House are de-

sired to give their Attendance; and then the House adjourned till *Second Day* next, being the Twelfth Instant, at Four a Clock in the Afternoon.

The Speaker, and following Members met, according to Adjournment, *viz. Benjamin Duffield, Owen Roberts, Isaac Norris, John Roberts, Robert Jones, Joseph Wilcox, Samuel Preston, Francis Yarnall, John Bezor, Caleb Pusey, Nicholas Pile, Nathaniel Newlin, Joseph Baker, Nathaniel Fairlamb, and David Llewellyn*; but not being a sufficient Number to make a House to proceed on Business, agreed to adjourn till To-morrow Morning.

The Representatives met, and the Speaker produced a written Paper under the Governor's Hand, which was read, as followeth

To the Representatives of the Province of Pennsylvania.

GENTLEMEN,

"BEING informed that you failed of making a House Yesterday, according to your own Adjournment, I am willing to believe the same was not by Design; and therefore think fit, if a Quorum be now present, to recommend the Dispatch of Publick Affairs before you."

CHARLES GOOKIN.

Then the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The House, according to Order of the Day, resolved itself into a Committee of the whole House, to consider of the most proper Ways and Means for raising a suitable Supply to support the Administration, and defraying the Publick Charges of this Government; and, after some Time spent therein, the Speaker resumed the Chair, and *Isaac Norris*, Chairman of the said Committee, reports, that they are of Opinion, there is considerably more Publick Stock in Hand than was at first apprehended by the Abstract sent in by the Treasurer to this House, but that the same will necessarily want his further Explanation; and therefore moves a Committee be appointed in that Affair; and that, after their Report, the Grand Committee might have Leave to sit again.

Ordered, That *Joseph Wilcox, Samuel Preston, Nicholas Fairlamb, and Jeremiah Langhorn*, or as many of them as can attend, be a Committee to inspect the Publick Accounts of this Province, and lay the State thereof before this House with all convenient Speed; and that the Treasurer attend at the same Time they make their Report.

The Committee appointed the eighth Instant to amend four Bills to them referred, report, they had compleated the same, pursuant to Direction, which were delivered in at the Table; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called over, a Quorum appeared.

David Lloyd reports, that he had prepared the Bill to him referred, intituled, *An Act for the better ascertaining the Publick Debts, and collecting the Arrears of County Levies*, and delivered the same in at the Table.

The Clerk reports, he had prepared the Bill, pursuant to the Direction of the House to him, intituled, *An Act for the laying a Duty upon Negroes imported into this Province*, which he delivered in at the Table.

The two Bills abovesaid were read, and ordered a second Reading.

The Bill for establishing Ferries over *Delaware* River and *Neshaminy* Creek, was again read, and debated, and with some proposed Amendments, re-committed; and then the House adjourned till Three a Clock in the Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The Bill, intituled, *An Act for the better enabling the Mayor and Commonalty of the City of Philadelphia to raise Money on the Inhabitants of the said City, for the Publick Use and Benefit thereof*, was again read by Paragraphs, and debated, and, with some proposed Amendments, re-committed.

A Petition of *Joseph Growden*, relating to *Benjamin Chamber's* Ferry, at *Schuylkill*; also a Petition of the Master Felt-makers, and Journeymen of the said Trade, desiring Leave to bring in a Bill; and a Petition of *William Rakestraw*, complaining of Hardships suffered by Fines and Imprisonment, were severally read, and ordered to lie on the Table.

Thomas Stackhouse desired Leave to be absent To-morrow, which was granted; and then the House adjourned till Eight a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The Bill, intituled, *An Act for the laying a Duty upon Negroes imported into this Province*, was read a second Time, debated, and, with some proposed Amendments, committed.

Ordered, That it be a Direction to the Committee on the said Bill to include *Indians*, and alter the Title accordingly.

The Bill, intituled, *An Act for better settling the Register's*

Office, was read a second Time, debated, and, with some proposed Amendments, committed.

The Bill, intituled, *An Act for the better ascertaining the Publick Debts, and collecting the Arrears of County Levies*, was read a second Time, debated, and, with some proposed Amendments, committed.

Ordered, That it be an Instruction to the Committee on the said Bill, to adapt the same more especially to the Reviving such Debts as were preferred to the Courts, according to Direction of a Law of this Province, past in 1705, and not indorsed by the Magistrates or Assessors, and for the Arrearages on Wolves, and title it accordingly; and then the House adjourned till Three a Clock in the Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The Petition of *Benjamin Chambers*, was read, and ordered to lie on the Table.

The Bill, intituled, *An Act for the further securing the Administration of the Government*, as amended, was read a third Time.

Resolved, N. C. D. That the said Bill do pass.

The Bill, intituled, *An Act for impowering religious Societies to buy, hold, and enjoy Lands, Tenements and Hereditaments*, as amended, was read a third Time.

Resolved, N. C. D. That the said Bill do pass.

The Bill, intituled, *An Act for confirming Patents and Grants*, as amended, was read a third Time.

Resolved, N. C. D. That the said Bill do pass.

Ordered, That *Isaac Norris*, and *Owen Roberts*, present the three last mentioned Bills to the Governor for his Concurrency; and then the House adjourned till *Second Day* next, being the nineteenth Instant, at Six a Clock in the Evening.

THE Representatives met, and the Speaker acquainted them, that the Governor desired their Attendance, having some Matters of Importance to communicate.

And a Quorum being present, they waited on the Governor; who was pleased to make a Speech (a Copy whereof he had obtained) and the same being read, is as followeth.

G E N T L E M E N,

"I U N D E R S T A N D you failed last Night of making a House, according to Adjournment.

I am very sorry any Persons, whom the Country has thought fit to represent them, should be so ungrateful to their Electors, who thought them worthy of that Trust, as to slight or neglected Service.

I understand there are Laws provided against those that are so wilfully negligent: I desire they may immediately be put in Execution. And, if there be Occasion, new Writs shall forthwith be issued for new Elections.

I am now obliged to call you thus to acquaint you, that there is lately come over hither a Repeal of the late Affirmation Act, by which it will behove you to consider and provide what may be further necessary on this Occasion.

I hear some Scruples have been made (by Persons who never fail using any Opportunity of embarrassing the Publick) as if the "Qualifications administered by the Act were now void, and that no Magistrate, or other Person, could any longer act till they had taken some other.

I have considered, and taken Advice upon this; and find it so extremely groundless and Absurd, that I cannot allow any further Debate upon it.

Therefore must require you to proceed on the Business before you, with your utmost Application and Dispatch."

Then the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The Speaker reports, that he, with several other Members, attended Yesterday, according to Adjournment, viz. The eight Members of *Chester County*, *Joseph Wilcox*, *Benjamin Duffield*, *Owen Roberts*, *Isaac Norris*, *Robert Jones*, *Samuel Preston*, *Robert Heaton*, and *Samuel Burges*, but not being a Quorum, they concluded to meet again this Morning.

The Queen's Repeal of a late Law of this Province, intituled. *An Act directing an Affirmation to such who, for Conscience Sake, cannot take an Oath*, was read, and ordered to lie on the Table.

Isaac Norris reports, That he, with the other Member appointed on the fifteenth Instant, presented the three Bills to the Governor, according to Order; and then the House adjourned till Two a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

Ordered, That *David Lloyd*, *Robert Jones*, *Nicholas Pile*, *Nathaniel Newlin*, *Samuel Baker*, and *Samuel Burges*, be a Committee to amend the Bills, intituled, *An Act for the better ascertaining the Publick Debts, and collecting the Arrearages of County Levies*; and *A Supplementary Act for settling the Register's Office*, according to the Direction of this House.

Ordered Also, That *Isaac Norris*, *John Roberts*, *Caleb Pusey*, *Joseph Baker*, *Thomas Stackhouse*, and *Robert Heaton*, be a Committee to amend the Bills, intituled, *An Act to prevent*

the Importation of Negroes and Indians into this Province; and An Act for establishing and regulating of the Ferries over Delaware River and Neshaminy Creek, according to the Direction of this House.

Ordered, likewise, That *Samuel Preston, Joseph Wilcox, Owen Roberts, John Bezor, and Nicholas Fairlamb*, be a Committee on the Bill, intituled, *An Act for the better enabling the Mayor and Commonalty of the City of Philadelphia to raise Money on the Inhabitants of the said City, for the Publick Use and Benefit thereof*, according to the Direction of this House.

And that the said Committees report their Proceedings (on the several Bills to them respectively referred) to this House at Three a Clock To-morrow in the Afternoon.

Joseph Wilcox reports from the Committee appointed to inspect the Publick Accounts of this Province in the Treasurer's Hands, that they had been with the Treasurer, according to Order; who has not yet compleated his Accounts, the Collections not being fully perfected; but that there will be in Publick Stock (the said Arrears being paid in) about *Three Hundred Pounds*, over and above reasonable Allowances for Deficiencies; and then the House adjourned till Three a Clock To-morrow Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

David Lloyd, from the Committee on which he was appointed, reports, the Bill to them referred on the twentieth Instant are amended, according to the Directions of this House.

Samuel Preston, and Isaac Norris report, from the Committee whereon they were respectively appointed the twentieth Instant, that the said Committees have made some Progress in the Matters to them referred, but not having finished the same, desired further Time therein.

Ordered, That the said Committees be continued upon the Bills to them respectively referred, and report their Proceeding therein to this House To-morrow; and then the House adjourned till Two a Clock Tomorrow Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

Samuel Preston, and Isaac Norris, report, from the Committees whereon they were respectively continued, by Order of Yesterday, that the Bills referred to the said Committees on the Twentieth Instant were finished, according to the

Directions of this House, which they delivered in at the Table.

The Petition of *Joseph Growdon*, relating to the Ferry at *Schuylkill*, and *Benjamin Chambers's* in answer thereunto, were again read, and debated; and the Opinion of this House is, that it is not necessary to erect any other Ferry on that Part of the *Schuylkill* besides *Benjamin Chambers's* Ferry.

The Petition of the Master Felt-makers and Journeymen, relating to their Trade, was again read, and considered; and it is the Opinion of this House, that Tradesmen ought rather to be encouraged than discouraged from coming into this Province.

The Bill, intituled, *An Act concerning the Register-General's Office*, and the Bill, intituled, *An Act for the better ascertaining the Publick Debts, and collecting the Arrears of the County Levies*, as last amended, were both read a third Time.

Resolved, That the said bill do pass.

The Petition of *Andrew Sandels, &c.* relating to the Ferry at *Benjamin Chambers's* on the River *Schuylkill*, was read, and ordered to lie on the Table; and then the House adjourned till Eight a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The Bill, intituled, *An Act for establishing and regulating of Ferries over Delaware River and Neshaminy Creek*; and also the Bill, intituled, *An Act to prevent the Importation of Negroes and Indians into this Province*, as amended by the Committee, were both read a third Time.

Resolved, That the said Bills do pass.

Adjourned till Two a Clock in the Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The Bill, intituled, *An Act for raising Money on the Inhabitants of the City of Philadelphia, for the Publick Use and Benefit thereof*, was read a third Time, and debated.

Resolved, That the said Bill do pass.

Adjourned till Eight a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The Petition of several Inhabitants of the City of *Philadelphia*, and others setting forth the Damage frequently sustained by great Dogs (being suffered to run at large) killing their Sheep, and praying Redress in the Premises, was read, and considered.

Resolved, That a Clause be added to the Bill, intituled, *An Act for raising Money on the Inhabitants of the City of Philadelphia, for the Publick Use and Benefit thereof*, empowering the Mayor and Commonalty of the said City, to make an Ordinance for redressing the Grievances aforesaid.

The Petition of *Andrew Sandels, &c.* relating to the Ferry at *Schuylkill*, was again read, and *Benjamin Chambers's* Reply thereto;

Ordered, That the Clerk acquaint the said Petitioners, that the Bill for establishing the Ferry at *Benjamin Chambers's* past this House before their Petition came in.

Resolved, That this House will appropriate the Sum of *Five Hundred Pounds* to be paid the Lieutenant-Governor, towards the Support of the Administration of this Government, out of the Provincial Stock thereof.

Ordered, That Clerks be appointed to ingross these six Bills, *viz.*

The Bill, intituled, *An Act concerning the Register-General's Office*; the Bill, intituled, *An Act for the better ascertaining the Publick Debts, and collecting the Arrears of County Levies*; the Bill intituled, *An Act to prevent the importation of Negroes and Indians into this Providence*; the Bill, intituled, *An Act for raising Money on the Inhabitants of the city of Philadelphia, for the Publick Use and Benefit thereof*; the Bill, intituled, *An Act for establishing the Lower Ferry on the River Schuylkill*; and the Bill, intituled, *An Act for establishing and regulating Ferries over Delaware River and Neshaminy Creek*; and that *Isaac Norris, Jeremiah Langhorn, Joseph Wilcox, Caleb Pusey, and Samuel Preston*, or so many of them as can attend, with the Speaker's Assistance, be a Committee to examine the said Bills, and present the same to the Governor for his Concurrence.

David Lloyd had Leave to be absent till *Fourth Day* next; and then the House adjourned till the next *Second Day*, the *Twenty-sixth* Instant, at *Six a Clock* in the Evening.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The Speaker, from the Committee appointed on the *Twenty-fourth* Instant to examine and present the six Bills to the Governor for his Concurrence, reports, that the same was done, according to Order; and then the House adjourned till *Nine a Clock To-morrow Morning*.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

Ordered, That *Owen Roberts, Nicholas Fairlamb, Thomas Stackhouse*, and *Samuel Preston*, or so many of them as can attend, treat with *Jacob Taylor*, and the other Printers in Town, about the Charge it will require to print the Laws of this Province, and report the same to this House this Afternoon.

A Bill, intituled, *An Act appropriating the Publick Stock of this Province, now in the Treasurer's Hands, or that shall here after (by Means of the Impost Act, or otherwise) come to his Hands, until the same is complied withal, according to the Direction thereof*, was read the first Time, and ordered a second Reading.

Ordered, That *Nicholas Pile*, and *Robert Jones*, wait upon the Governor, and acquaint him, that the Assembly is sitting, and are ready to receive what he has to lay before this House.

The said Members returned, and report, they delivered their Message, according to Order; and that the Governor was pleased to say, that he should have something prepared to lay before this House this Afternoon.

Ordered, That *Joseph Wilcox, Caleb Pusey*, and *Samuel Burges*, or so many of them as can attend, with the Speaker's Assistance, be a Committee to prepare an Affirmation Bill, and bring the same to this House in the Afternoon; and then the House adjourned till Five a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The Members appointed to treat with the Printers, report, that they have pursued the Orders of this House, and find, upon the exactest Computation, it will require about *One Hundred Pounds* to defray the Charge of Printing five Hundred Volumes of the Laws of this Province.

Resolved, That *Isaac Norris, Joseph Wilcox, Caleb Pusey, Nicholas Pile, Jeremiah Langhorn, Thomas Stackhouse*, and *Samuel Preston*, or so many of them as can, from time to time, attend the Service, with the Speaker's Assistance, be appointed Trustees, on Behalf of the Province, to employ one or more Persons in printing five Hundred Volumes of the Laws thereof, and that *Fifty Pounds* of the Provincial Stock shall be paid by the Treasurer as Money comes into his Hands (after the *Five Hundred Pounds* to the Lieutenant Governor, and other Orders of Payment, for the immediate Service of this House, is discharged) unto the said Trustees, towards defraying the Charges aforesaid; and that what it amounts to more by a true Account of the whole Expence, and due Credit given for the Sales made of the said Books, produced to the

Assembly, for the Time being, the same shall be a Debt chargeable on this Province, to be paid out of the Publick Stock thereof.

A Bill, intituled, *A Supplementary Act to a Law about the Manner of giving Evidence*, was read, and ordered a second Reading.

Ordered, That *Edward Farmar*, and *Nicholas Fairlamb*, wait on the Governor, and acquaint him, the House waits to receive what he has ready to lay before them.

The said Members report, they delivered their Message to the Governor, pursuant to Order; who was pleased to say; Matters could not be fully prepared to lay before the House until To-morrow Morning; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The House considering the great Neglect of divers delinquent Members that do not regard their Duty, in attending the Service of the Country, for which they were chosen;

Ordered, That the Speaker, with *Owen Roberts*, *Nicholas Fairlamb*, and *Samuel Burges*, apply to the Governor (after the House rises) and request him to appoint an Officer in the Nature of a Sergeant at Arms, to observe and obey the Commands of this House.

The Speaker reports, that he, with the other Members appointed, addressed the Governor, according to Order; and had obtained a Commission for *Joshua Fincher* to attend the Service of this House.

Thomas Story, and *Robert Ashton*, Members of Council, on a Message from the Governor, return five of the Bills (presented for his Concurrence) with the Governor's Proposals of Amendments thereto, which they delivered to the Speaker, viz.

A Bill for the further securing the Administration of the Government; a Bill to prevent the Importation of *Negroes* and *Indians* into this Province; a Bill for the Ascertaining the Publick Debts, and collecting the Arrears of County Levies; a Bill concerning the Register-General's Office; and a Bill for raising Money on the Inhabitants of the City of *Philadelphia*, for the Publick Use and Benefit thereof.

Then the House immediately went upon considering the Governor's proposed Amendments to the said Bills, and after some Time spent therein,

Resolved, To go upon the further Consideration of the same this Afternoon; and then the House adjourned till Three a Clock in the Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The House, according to Order, proceeded upon the further Consideration of the Governor's Proposals of Amendments to the five Bills abovementioned, and not being able to go through the same.

Resolved, This House will go upon the further Consideration of the same To-morrow Morning.

Joseph Wilcox desired Leave to be absent To-morrow Morning, which was granted; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The House, according to Order: proceeded upon the further Consideration of the Governor's Proposals of Amendments to the Bills aforementioned, and, after some Time spent therein, deferred the further Consideration of the same to this Afternoon; and then the House adjourned till Three a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The House, according to Order, went upon the further Consideration of the Governor's Proposals of Amendments to the five Bills returned from the Council-board, and finished the same.

The Bill, intituled, *A Supplementary Act to a law about the Manner of giving Evidence*; and the Bill, intituled, *An Act appropriating the Public Stock of this Province now in the Treasurer's Hands, or that shall hereafter (by Means of the Impost Act or otherwise) come to his Hands, until the same is complied withal according to the Direction thereof*; were severally read a second Time, debated, and, with some proposed Amendments, committed.

Ordered, That it be an Instruction to the Committee on the last mentioned Bill, to alter the Title thereof, and make it, *A Supplement to the former Impost Act, and to appropriate certain Sums of the Publick Stock of this Province*; and that the Speaker, and *David Lloyd*, be a Committee to amend the said Bill accordingly, and return the same to this House To-morrow Morning.

A Bill, intituled, *An Act for reducing and settling the Wages of Assembly of this Province*, was read, and a Motion being

made, and the Question put, that the said Bill be ordered a second Reading. *It past in the Negative*; and then the House adjourned till Eight a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The Bill, intituled, *A Supplementary Act to a Law about the Manner of giving Evidence*, was read a third Time.

Resolved, That the said Bill do pass.

Ordered, That *Samuel Preston* do present the said Bill to the Governor for his Concurrence.

The said Member returned, and reports, he delivered the same accordingly.

Ordered, That *Nicholas Fairlamb*, and *Samuel Burges*, present to the Governor the five Bills, with the Amendments thereto, as agreed to and finished Yesterday.

The said Members returned, and report, that they had delivered the same to the Governor accordingly.

The Bill, intituled, *A Supplementary Act to an Impost Act, laying a Duty on Negroes, Rum, Wine, Spirits, Cyder and Vessels, and appropriating certain Sums of Money arising by the same, and other Publick Stock of this Province*, was read a third Time.

Resolved, That the said Bill do pass.

David Lloyd produced an Account, by which there appears *Fifteen Pounds, One Shilling, and Four-pence*, due to him, and the same was allowed by this House.

Joseph Wilcox produced an Order, signed by *David Lloyd*, Speaker, for *Six Pounds, One Shilling and Six-pence*, for immediate Service in a former Assembly, and the same was also allowed; and then the House adjourned till *Second Day* next (being the Second of the *Fourth Month*) at Three a Clock in the Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

Ordered, That *Owen Roberts*, and *David Llewellyn*, wait on the Governor, and acquaint him, that the Assembly is sitting, and request his Dispatch of the Bill now before him.

The said Members return, and report, that the Governor would call a Council To-morrow Morning to consider the said Bills; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

Nicholas Fairlamb had Leave to be absent, his Mother-in-Law being lately deceased.

The House considering that the Bills before the Governor will not be dispatched before the Afternoon, adjourned till Three a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

Ordered, That *Nathaniel Newlin*, and *Thomas Stackhouse*, wait upon the Governor, and acquaint him, the House is met, and desire to know his Pleasure concerning the Bills now before him.

The said Members return, and report, that the Governor was not at Home.

Griffith Owen, and *James Logan*, Members of Council, on a Message from the Governor, return the several Bills following, with the Governor's Proposals of Amendments thereto, which they delivered to the Speaker, *viz.*

A Bill, intituled, *A Supplementary Act to a Law about the Manner of giving Evidence.*

A Bill, for the further securing the Administration of the Government.

A Bill for confirming Patents and Grants.

A Bill for empowering religious Societies to buy, hold, and lett Lands, Tenements and Hereditaments.

A Bill concerning the Register-General's Office.

A Bill for the better ascertaining the Publick Debts, and collecting the Arrears of County Levies.

A Bill to prevent the Importation of *Negroes* and *Indians* into this Province.

A Bill for establishing the Lower Ferry on the River *Schuylkill*.

A Bill for establishing and regulating Ferries over *Delaware* River and *Neshaminy* Creek.

A Bill for raising Money on the Inhabitants of the City of *Philadelphia*, for the Publick Use and Benefit thereof.

Then the House went upon the Consideration of the said Amendments, and, after some Time spent therein, agreed to proceed further on the same To-morrow; and then the House adjourned till Eight a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The House, according to Order, went upon the further Consideration of the Governor's proposed Amendments to the Bills returned to this House Yesterday; and, after some Time spent therein, some were finished, and others, which the House could not concede to, were referred to be debated in a

Conference when the Governor shall think fit to appoint the same.

Ordered, That *Isaac Norris*, and *Caleb Pusey*, wait upon the Governor, and request him to admit a Conference this Morning on those propos'd Amendments which this House have not conceded to.

The said Members return, and report, they delivered their Message, according to Order; and that the Governor was pleased to appoint Four a Clock this Afternoon for a Conference on the said Bills, to be held at the Council-chamber.

Ordered, That *David Lloyd*, *Joseph Wilcox*, *Caleb Pusey*, *Nicholas Pile*, *Thomas Stackhouse*, *Samuel Baker*, and *Samuel Preston*, or so many of them as can attend, with the Speaker's Assistance, be a Committee to attend the said Conference, and make Report of their Proceedings therein to this House To-morrow Morning; and then the House adjourned till Eight a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The Speaker reports, that he, with the Committee appointed, attended the Conference according to Order, where the Subject Matter, objected in the several Bills, was largely debated, and three of them, *viz.* The Bill for the better ascertaining the Publick Debts, and collecting the Arrears of County Levies; the Bill for raising Money on the Inhabitants of the City of *Philadelphia*, for the Publick Use and Benefit thereof; and the Bill concerning the Register-General's Office, were left with the Governor to be further considered; and the Bill confirming Patents and Grants, was returned, to be further consider's by this House.

Ordered, That *Isaac Norris*, *Caleb Pusey*, *Samuel Preston*, and *Samuel Burges*, present to the Governor's View the Bill, intituled, *A Supplementary Act to an Impost Act, laying a Duty on Negroes, Rum, Wine, Spirits, Cyder and Vessels, and appropriating certain Sums of Money arising by the same, and other Publick Stock of this Province*, and request his Dispatch of the same, with what other Bills lie before him, to this House, in order to this House, in order to be ingrossed.

The said Members return, and report, they delivered their Message, and the Bill, to the Governor, according to Order; and that the Governor was pleased to say, he had sent for the Council, in order further to advise upon the Bills now before him.

Ordered, That *Owen Roberts*, *John Bezor*, and *Thomas Stackhouse*, be a Committee to collect the Number of Days

each Member has been absent, during the Sitting of this Assembly, as the same is noted in the Journal of this House.

Samuel Carpenter, Thomas Story, James Logan, and Jonathan Dickinson, Members of Council, on a Message, return the four Bills from the Governor, *viz.* The Bill, intituled, *An Act for better ascertaining the Publick Debt, and collecting the Arrearages of County Levies*; The Bill for raising Money on the Inhabitants of the City of *Philadelphia*, for the Publick Use and Benefit thereof; the Bill concerning the Register-General's Office; and the Bill, intituled, *A Supplementary Act to an Impost Act, laying a Duty on Negroes, Rum, Wine, Spirits, Cyder and Vessels*, with some Proposals, to be further considered by the House, which they spoke to, and delivered the said Bills to the Speaker,

To the Bill for raising Money on the Inhabitants of the City of *Philadelphia*, for the Publick Use and Benefit, thereof, the Governor propos'd in the Conference, that the said Bill be separated, and made two Bills, which was conceded to; and this House orders that the same be altered accordingly; and that the Title of the second Bill be, *for the better Government of the City of Philadelphia*; which being done in the House, was approved.

Ordered, That *David Lloyd, and Isaac Norris*, be a Committee to amend the Bill for Confirming Patents and Grants, pursuant to the Direction of this House, as the same was agreed to on the Conference Yesterday, and report the same this Afternoon.

Ordered, That *Caleb Pusey, and Samuel Preston*, be a Committee to amend the Bill concerning the Register-General's Office, pursuant to the Direction of this House, and as proposed on the Conference Yesterday, and report the same this Afternoon.

Ordered, That Clerks be forthwith appointed by the Speaker to ingross the Bills which have passed this House, and have obtained the Governor's Concurrence; and then the House adjourned till Three a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared

Owen Roberts reports, from the Committee appointed to collect the Number of Days each Member has been absent during the Sitting of this House, that they have finished the same, which they delivered in at the Table.

Caleb Pusey, and Samuel Preston, report, that they had finished the Bill to them committed, according to the Direction of this House, which they delivered in at the Table.

David Lloyd reports, from the Committee appointed to amend the Bill confirming Patents and Grants, that the same was finished, according to Order.

And the said Bills, as amended, being read, were approved, and ordered to be ingrossed; and then the House adjourned till Eight a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

Ordered, That the Clerk prepare Tickets for the Speaker to sign, of the Number of Days each Member hath attended the Service of this present Assembly.

Ordered, That *Isaac Norris*, and *Samuel Preston*, present the Bill, intituled, *An Act confirming Patents and Grants*; and the Bill, intituled, *A Supplementary Act to an Impost Act, laying a Duty on Negroes, Rum, Wine, Spirits, Cyder and Vessels, and appropriating certain Sums of Money, arising by the same, and other Publick Stock of this Province, to the Governor for his Perusal, and request his speedy Return of the same for ingrossing*; and, if he pleases, to appoint some Members of Council to join with the Members of Assembly to examine the ingrossed Bills with the original Copies.

The said Members return, and report, they delivered their Message, with the Bills, to the Governor; and that he was pleased to say, he would speak to some Members of Council to attend this Afternoon as proposed.

Ordered, That *Isaac Norris*, and *Joseph Wilcox*, prepare an humble Address to the Queen, acknowledging the Benefits of her gentle Government to all her loving Subjects in this Province, and craving her favourable Construction upon the Laws pass'd this Session.

Ordered, That *Caleb Pusey*, and *Samuel Preston*, prepare an Address to the Proprietary, to accompany the said Laws, with the Thanks of this House for his continued Care towards the Inhabitants of this Province, requesting his favourable Assistance in negotiating the twelve Laws pass'd this Assembly; and that the said Committees bring the Addresses to this House To-morrow Morning.

Robert Asheton brought in his Account as Clerk of the Council, for which he charges *Twenty Pounds per Year*, and this House allows *Fifteen Pounds per Year*, which, with the other Province Charges, comes to *Forty-four Pounds, Three Shillings, and Six-pence*, being allowed by the House, was ordered to be certified by the Clerk, and returned to the said Clerk of the Council.

David Lloyd, Joseph Wilcox, and John Roberts, move for themselves and *Peter Rambo*, that the Speaker may issue Tickets of the Time they have served respectively on former Assemblies, for which they have not been allowed; and a Motion being made, and the Question put, that the same be certified under the Speaker's Hand? *It past in the Affirmative.*

And the Speaker accordingly signed these following Tickets.

John Roberts 58 Days, in the

Years 1708 and 1709, at 4s. 6d.

per Day, £ 13 1 0

Ditto, 25 Days, in the Years
1709 and 1710, at 4s. 6d. per

Day, 5 12 6

£ 18 13 6

David Lloyd 66 Days, in the

Years 1708 and 1709, at 7s. 6d.

per Day, £ 24 15 0

Ditto, 27 Days, in the Years
1709 and 1710, at 7s. 6d. per

Day, 10 2 6

34 17 6

Joseph Wilcox 65 Days, in the
Years 1708 and 1709, at 4s. 6d.

per Day, 14 12 6

Ditto, 27 Days, in the Years
1709 and 1710, at 4s. 6. per

Day, 6 1 6

20 14 0

Peter Rambo 24 Days, in the

Years 1709 and 1710, at 4s. 6d.

per Day, 5 8 0

£ 79 13 0

Jonathan Dickinson, and James Logan, returned the Bill for confirming Patents and Grants, with some Proposals of Amendments thereto, which they delivered to the Speaker; and then the House adjourned till Eight a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The House went upon the Consideration of the Amendments proposed to the Bill for confirming Patents and Grants; and having finished the same according to the Mind of this House,

Ordered, That the said Bill be ingrossed.

The Speaker reports, that the Bills are all ingrossed, according to Order; and the same being examined by *Samuel Carpenter*, and *Robert Asheton*, Members of Council, *John Bezor*, and *David Llewellyn*, Members of Assembly, prove true.

The Clerk, according to Order, delivered the Tickets prepared for the respective Members Service, in this present Assembly, *viz.*

City & County of Philada.

<i>Richard Hill</i> , Speaker, 35			
Days, at 7s. 6d. per Day, £	13	2	6
<i>Samuel Preston</i> 30 Days,			
at 4s. 6d. per Day,	6	15	0
<i>Edward Farmar</i> 18 Days,			
at Ditto,	4	1	0
<i>Benjamin Duffield</i> 30 Days,			
at Ditto,	6	15	0
<i>Owen Roberts</i> , 35 Days, at			
Ditto,	7	17	6
<i>David Lloyd</i> 29 Days, at			
Ditto,	6	10	6
<i>Isaac Norris</i> 32 Days, at			
Ditto,	7	4	0
<i>John Roberts</i> 34 Days, at			
Ditto,	7	13	0
<i>Robert Jones</i> 35 Days, at			
Ditto,	7	17	6
<i>Joseph Wilcox</i> 34 Days, at			
Ditto,	7	13	0
		£	75 9 0
Carried over,	£	75	9 0
Brought over,	£	75	9 0

Chester County.

<i>Francis Yarnall</i> 35 Days, at			
4s. 6d. per Day,	£	7	17 6
<i>John Bezor</i> 35 Days, at			
Ditto,	7	17	6
<i>Nicholas Pile</i> 32 Days, at			
Ditto,	7	4	0
<i>Nathaniel Newlin</i> 35 Days, at			
Ditto,	7	17	6
<i>Joseph Baker</i> 35 Days, at			
Ditto,	7	17	0

<i>Nicholas Fairlamb</i> 30 Days,			
at Ditto,	6	15	0
<i>David Llewellyn</i> 35 Days, at			
Ditto,	7	17	6
<i>Caleb Pusey</i> 35 Days, at			
Ditto,	7	17	6
	<hr/>		
	61	4	0

Bucks County.

<i>Jeremiah Langhorn</i> 7 Days,			
at 4s. 6d. per Day,	1	11	6
<i>Thomas Stevenson</i> 6 Days,			
at Ditto,	1	7	0
<i>William Biles</i> 4 Days, at			
Ditto,	0	18	0
<i>Samuel Burges</i> 33 Days, at			
Ditto,	7	8	6
<i>Thomas Stackhouse</i> 23 Days,			
at Ditto,	5	3	6
<i>Joshua Hoopes</i> 15 Days, at			
Ditto,	3	7	6
<i>Robert Heaton</i> 16 Days, at			
Ditto,	3	12	0
<i>Samuel Baker</i> , 26 Days, at			
Ditto,	5	17	0
	<hr/>		
	29	5	0
	<hr/>		
Total	165	18	0

Ordered, That the Speaker sign the said Tickets, and deliver or send the same to the respective Members to whom they belong, by Members of the same Counties.

Thomas Wilson, Clerk of this present Assembly, produced his Account, amounting to *Ten Pounds*, which was allowed by this House.

Nicholas Rosogan, Door-keeper to this Assembly, produced his Account, amounting to *Four Pounds, Seven Shillings, and Sixpence*, which was allowed by this House.

The Speaker produced an Account of Sundries by him expended for the Use of this House, *viz.* Paper, Wood and Candles, and to the Messenger for serving Summonses, Sum *Two Pounds Ten Shillings*, which was allowed.

Isaac Norris, and *Joseph Wilcox*, brought in the Address of the Queen, by them prepared, which was read, and approved.

Caleb Pusey, and *Samuel Preston*, brought in the Address

to the Proprietary, by them prepared, which was read, and approved.

Ordered, That the said Addresses be ingrossed, and that the Speaker sign Duplicates thereof, and remit them to the Proprietary, requesting his favourable Representation of our Laws passed this Session, with the Address of this House to the Queen.

Thomas Story sends his Account of Charges against this Province, Sum *Twenty-eight Pounds, Four Shillings, and Two-pence Half-penny*, which the House took into Consideration, and have noted sundry Articles which cannot be allowed as proper Charges on the Publick, amounting to *Eight Pounds, Five Shillings, and Ten-pence Farthing*; the Remainder, *Nineteen Pounds, Eighteen Shillings, and Four-pence Farthing*, is allowed, and the Clerk ordered to certify the same.

Thomas Bourden, as Messenger and Door-keeper to the Governor and Council, prays the Allowance of his Account, Sum *Five Pounds, Five Shillings*, which was read, and the same being certified by the Clerk of the Council, was allowed, and ordered that the Clerk certify the same.

Ordered, That the Clerk forthwith prepare Notes or Orders for Payment of these following Accounts (allowed by this Assembly.)

To the Trustees appointed (the Twenty-seventh of the <i>Third Month</i>) to get the Laws printed, or to the Speaker, for that Use and Purpose, £	50	0	0
To <i>David Lloyd</i> , as per his Account, allowed the Thirtieth of the <i>Third Month</i> ,	15	1	4
To <i>Joseph Wilcox</i> , per Ditto, the same Day, ..	6	1	6
To the Speaker, per Ditto, allowed this Day, ..	2	10	0
To <i>Thomas Wilson</i> , Clerk, per Ditto, allowed this Day,	10	0	0
To <i>Nicholas Rosogan</i> , Door-keeper, per Ditto, allowed this Day,	4	7	6
To <i>Thomas Bourden</i> , as per Ditto, allowed this Day,	5	5	0
	<hr/>		
	£	93	5 4

Ordered, That the Speaker sign Orders of Payment upon the Provincial Treasurer for the same, Sum *Ninety-three Pounds, Five Shillings, and Four-pence*, to the Parties respectively concerned, to be paid out of the Publick Stock of this Province, after the first *Two Hundred and Fifty Pounds* is paid to the Lieutenant-Governor, and take up and cancel all the said Accounts as the Orders are issued.

Ordered, That the Clerk prepare a List of the Titles of the twelve Bills pass'd this House this Session for the Speaker to carry up with the Bills when this House wait upon the Governor to pass the same, which was forthwith done, and is as followeth.

1. The Bill, intituled, *A Supplementary Act to a Law about the Manner of giving Evidence.*

2. The Bill, intituled, *An Act for the securing the Administration of Government.*

3. The Bill, intituled, *An Act confirming Patents and Grants.*

4. The Bill, intituled, *An Act for empowering religious Societies, to buy, hold, and lett Lands, Tenements and Hereditaments.*

5. The Bill, intituled, *An Act concerning the Register-General's Office.*

6. The Bill, intituled, *An Act for the better ascertaining the Publick Debts, and collecting the Arrearages of the County Levies.*

7. The Bill, intituled, *An Act to prevent the Importation of Negroes and Indians into this Province.*

8. The Bill, intituled, *An Act establishing the Lower Ferry on the River Schuylkill.*

9. The Bill, intituled, *An Act establishing and regulating Ferries over Delaware River and Neshaminy Creek.*

10. The Bill, intituled, *An Act for raising Money on the Inhabitants of Philadelphia City, for the Publick Use and Benefit thereof.*

11. The Bill, intituled, *An Act for the better Government of the City of Philadelphia.*

12. The Bill, intituled, *A Supplementary Act to an Impost Act, laying a Duty on Negroes, Wine, Rum, Spirits, Cyder and Vessels, and appropriating certain Sums of Money arising by the the same, and other Publick Stock of this Province.*

The House considering that there will not be Publick Stock enough in the Treasurer's Hands, after other Orders of this House for Payments are complied withal, thinks fit to postpone the Order issued for the Charge of Printing until the *Five Hundred Pounds*, given to the Lieutenant-Governor, and all other intermediate Orders of this House are paid; and accordingly it is.

Ordered, That the Trustees, appointed to get the Laws printed, may take up Money at Interest to defray the Charges

thereof, which shall be allowed a Debt upon this Province, to be discharged with the first Publick Money that comes to the Treasurer's Hands, after the aforesaid Payments are discharged, and that the Note issued for the said *Fifty Pounds* be made payable accordingly.

Ordered, That the two Addresses of this House to the Queen and Proprietary be both read, when the Assembly attends the Governor in order to pass the Bills.

Ordered, That *Caleb Pusey*, *Robert Jones*, and *Samuel Burges*, wait upon the Governor, and request him to appoint the Time and Place where the Assembly shall attend him, in order to pass the Bills.

The said Members return, and report, the Governor acquainted them, he would summon a Council, in order to pass the Bills this Afternoon; and then the House adjourned till Three a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

Ordered, That *Nicholas Pile*, and *Owen Roberts*, wait upon the Governor, and acquaint him, the House is met, and ready to attend him, in order to pass the Bills; also to enquire of the Secretary for the last Part of the Bill confirming Patents and Grants.

The said Members return, and report, they spoke with the Secretary; who said the Governor would be ready to receive this House in a little Time; and that the Bill, confirming Patents and Grants, should be sent to the House immediately.

An Address of *James Logan*, settling for sundry Disbursements by him made for the Publick Use, as *per* his Accounts, amounting to the Sum of *One Hundred and Nineteen Pounds, Sixteen Shillings*, and *Seven-pence*, Old Currency, and *Five Pounds, Nine Shillings*, and *Two Pence*, New Currency, the whole, this Money, *Ninety-five Pounds, Six Shillings*, and *Eight-pence*, which was read, and allowed, and ordered that the Clerk certify the same thereon.

Resolved, That this House will, forthwith, attend the Governor, in order to pass the twelve Bills into Laws, by the several Titles as entered on the Journal this Morning, which the Speaker is desired to take up with him in order thereto.

The Speaker reports, that he, with the whole House, attended the Governor; who was pleased to pass the aforesaid twelve Laws; and that he had delivered to the Governor for his View the two addresses of this House, according to Order, wherewith he expressed a Satisfaction.

Ordered, That Isaac Norris, Owen Roberts, Samuel Preston, Caleb Pusey, Nicholas Pile, Thomas Stackhouse, and Samuel Burges, accompany the Members of Council, whom the Governor shall appoint, to see the Great Seal of the Province affixed to the said Laws.

And then the Speaker gave the Thanks of the House to the Governor, for his favorable Concession in passing these Laws, expressing the same to be as great a Satisfaction to the Assembly as it was hoped to be a Benefit to the People; and further signified to the Governor, that the House had not adjourned to any Day, but submitted intirely to his Discretion, if Occasion be, to call the Assembly again before the Year was out; and so the General Assembly broke up, and this Session ended.

RICHARD HILL, Speaker.

At an ASSEMBLY held in PHILADELPHIA, the Fourteenth Day of OCTOBER, ANNO DOMINI, 1712.

The Names of the Representatives of the Freemen of this Province, elected to serve in Assembly for the ensuing Year, according to the respective Sheriffs Returns, bearing the Date the first Day of the *Eighth Month*, Anno 1712, viz.

Philadelphia County.	Chester County.	Bucks County.
<i>Samuel Preston,</i>	<i>Caleb Pusey,</i>	<i>Joseph Kirkbride,</i>
<i>Robert Jones,</i>	<i>David Lloyd,</i>	<i>John Sotcher,</i>
<i>Isaac Norris,</i>	<i>William Davis,</i>	<i>Thomas Watson,</i>
Speaker.		
<i>Richard Hill,</i>	<i>Nicholas Fairlamb,</i>	<i>Thomas Stevenson,</i>
<i>Edmund Orpwood,</i>	<i>John Wood,</i>	<i>Samuel Burges,</i>
<i>Benjamin Duffield,</i>	<i>George Harlan,</i>	<i>Stoffel Vansand,</i>
<i>George Roach,</i>	<i>Isaac Taylor,</i>	<i>John Snowdon,</i>
<i>Clement Plumsted.</i>	<i>John Maries,</i>	<i>John Frost.</i>

City of Philadelphia.

Jonathan Dickinson, Thomas Masters.

THE Representatives of the Freemen of this Province of *Pennsylvania*, elected to serve in Assembly for the ensuing Year, met at the Court House in the City of *Philadelphia*, and being a Quorum, as the Charter of Privileges directs, proceeded and chose *Isaac Norris, Esq;* to be their Speaker.

Ordered, That Caleb Pusey, Joseph Kirkbride, Jonathan Dickinson, and Thomas Masters, do wait on the Governor

and, acquaint him that a Quorum of the Representatives had met according to the Charter, and had proceeded to chuse a Speaker, and desire to know when he would be pleased to receive this House, in order to present their Speaker.

The said Members returned, and report, that the Governor had appointed To-morrow Morning at Ten a Clock to receive the House, with their Speaker; and then the House adjourned till Eight a Clock To-morrow Morning.

The House met according to Adjournment; and then the Members being called over by the Sheriffs Returns of each County of this Province, these present subscribed the Qualifications according to Law, the same being read to them with an audible Voice, viz. *Isaac Norris*, Speaker, *Richard Hill*, *Samuel Preston*, *Robert Jones*, *Edmond Orpwood*, *Benjamin Duffield*, *Thomas Masters*, *Clement Plumsted*, *Jonathan Dickinson*, *Caleb Pusey*, *Isaac Taylor*, *John Wood*, *Nicholas Fairlamb*, *George Harlan*, *David Lloyd*, *Joseph Kirkbride*, *Thomas Watson*, *John Sotcher*, *John Snowdon*, *John Frost*, *Thomas Stevenson*, and *Stoffel Vansand*.

A Message to the Governor by *Nicholas Fairlamb*, and *Thomas Stevenson*, that the House is met, and being qualified according to Law, is ready to present their Speaker.

The said Members return, and report, that the Governor in Half an Hour would be at Leisure to receive them with their Speaker.

The Clerk of the Council, in a Message from the Governor, acquainted this House, that the Governor is ready to receive them.

Resolved, That this House will forthwith wait on the Governor, in order to present their Speaker; and accordingly the House went to attend the Governor, and presented their Speaker, who being approved, the House returned, and the Speaker reports, that the Governor was pleased to make a Speech to this House, and had given him a Copy thereof, which he delivered in at the Table, and the same being read, is as followeth.

GENTLEMEN,

"THE Proprietary, in a late Letter to a Member of the Council, has signify'd his Intentions of surrendering the Government in a few Months, and I have Reason to believe I shall not be continued under the Crown; therefore I have the less to propose to you: But if you can think how I can serve the Publick during the little Time I may be in the Administration, I shall be very ready to do it.

What I have to offer is that, for the Credit of the Province, you would take such Measures that the *Two Thousand Pounds* granted to the Queen may be punctually paid when demanded; and that the Debts which the late Assemblies have allowed may be honourably discharged, for which it is to be doubted there is no sufficient Fund provided.

And among these (Gentlemen) I hope the *Two Hundred and Fifty Pounds*, Part of the Sum granted to me, may not me made a postponed Debt on the Province.

That the Debts on Account of *Indian* Treaties ought to be forthwith paid, I believe you will allow; as also the Necessity of sending these strange *Indians* now in Town away well satisfied.

They have proposed, in Behalf of the *Five Nations*, to establish a free and open Trade between them and us for the future, which I believe will well deserve your Encouragement.

Gentlemen, as the first Assembly, I met had a Regard to the Charge of my coming over, so I hope you, Gentlemen, who in all Probability will be the last I shall meet, will have some Consideration of the Charge of my going back since my great End in it is to wipe off the Calumny thrown on me for passing some Acts the People thought necessary; and otherwise my Endeavours to serve the Proprietary and the Publick.

Now after all I can hope for, and my Administration over, I shall find myself a great Loser by coming to *Pennsylvania*; but this is a melancholy Subject, at least to me, and I shall wave it, and only wish that every Member of this Assembly would make my Case his own, and then lay our Saviour's great Rule to Mankind before him."

Stoffell Vansand desired Leave of the House to be absent until *Second Day* next; which was granted.

Jonathan Dickinson, Caleb Pusey, Richard Hill, and Joseph Kirkbride, were appointed to draw up an Address, in answer to the Governor's Speech.

Thomas Masters, and *Nicholas Fairlamb*, were appointed to acquaint the Treasurer, that this House will expect a State of the publick Accounts from him, and desire to know when he can be ready, and make their Report this Afternoon; and then the House adjourned till Four a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The Committee appointed to draw up an Address in answer to the Governor's Speech, report, that they had prepared an Ad-

dress accordingly, which they delivered in at the Table; and the same being read (after some Amendments) was agreed to by the House, and is as follows.

May it please the Governor,

WE the Delegates of the Freemen of this Province of Pennsylvania, in Assembly met, having read and considered thy Speech to us this Day, do find ourselves in Duty bound to answer the same in the several Parts thereof to the best of our Power.

And in order thereunto, we shall appoint a Committee to inspect the publick Accounts of this Province and prepare Matters for the better Dispatch of Business at our next Meeting.

The Circumstances of the Representatives being such, that they find it will be a great Inconvenience to their Affairs to attend at this Season, we therefore propose to adjourn to the Fifteenth Day of December next, unless the Governor shall see Cause to call us sooner; and we are of Opinion that such a Time of Adjournment will be no Prejudice to the Affairs of the Province, nor the Matters proposed to us by the Governor.

We find there is a Law empowering the Governor and Council effectually to supply the Treaties with the Indians; but if Money be at present wanting, this House is so hearty for a good Correspondance with them, that if the Governor will be pleased to name the Sum now wanted upon the present Occasion, this House will take it into Consideration, and allow a suitable Supply forthwith by Vote, to be a publick Debt of this Province for that Service.

Ordered, That it be ingrossed, and Richard Hill, Caleb Pusey, Jonathan Dickinson, and Thomas Stevenson, present the same to the Governor To-morrow Morning.

This House being informed that Samuel Burges, returned a Representative for the County of Bucks, by Indisposition of Body, is unable to attend the Service of this House.

Ordered, That Thomas Stevenson, and Thomas Watson, do desire the Secretary to make out a Writ for electing a new Member in his Room.

The Members appointed on the Message to the Treasurer report, that his Answer is, he shall be ready at any Time when the Assembly shall require the Accounts before this House; but that being engaged, by the Governor's Orders, to wait on him in Council with the same To-morrow Morning, desires the House will be pleased not to appoint it at that Time; and then the House adjourned till eight a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

Thomas Stevenson, and *Thomas Watson* report, that the Secretary had promised to make out a Writ for electing a new Member in the Room of *Samuel Burges*, according to the Request of this House.

The Members appointed to present the Address of this House, in answer to the Governor's Speech, return, and report, that they had delivered the same accordingly; and that the Governor will let the House hear from him as soon as he can get a Council.

Ordered, That *Richard Hill*, *Jonathan Dickinson*, *Clement Plumsted*, *Joseph Kirkbride*, and *Nicholas Fairlamb*, or any three of them, be a Committee to inspect the Publick Accounts of this Province during the Recess of this House, and make a Report at the next Sitting.

George Roach, a Member elected to serve in Assembly for the County of *Philadelphia* appeared, and having subscribed the Qualifications required by Law, took his Place in the House.

A Motion be made, that in regard there is great Probability of Inconveniences arising to the Inhabitants of this Province, by Reason of the frequent Offers of pleading the Statute of Limitation, *Anno 21, Jacobi 1.* and praying that a Bill might be brought in to prevent such Inconveniences;

Ordered, That *Richard Hill* do prepare the same, and may take the Assistance of a Person skilled in the Law, and the Charge shall be allowed by this House.

A Message from the Governor, by *Samuel Carpenter*, and *Thomas Story*, Members of Council, acquainting this House, that there is in Disburse about *Fifty* or *Sixty Pounds* for the *Indians*, over and above the yearly allowance of *Fifty Pounds per Annum*, and all Present from them being first deducted; and that the Governor agrees with the proposed Adjournment of this House, *viz.* to the Fifteenth of *December* next.

Resolved, N.C.D. That the Ballance due on the Foot of the *Indian Treaties*, not exceeding *Sixty Pounds*, shall be allowed as a publick Debt of this Province; and then the House adjourned till the Fifteenth of *December* next.

THE House met, pursuant to the last Adjournment, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

William Davis, and *John Maries*, elected to serve in Assembly, for the County of *Chester*, appeared, and having sub-

scribed the Qualifications prescribed by Law, took their Places in the House.

Ordered, That *Samuel Preston*, and *Caleb Pusey*, be sent on a Message to the Governor, to acquaint him that the House is met, according to last Adjournment; but considering the Season of the Year continues open; it will be very inconvenient to many of the Members to sit at present; and therefore the House is inclined to adjourn till this Day Four-weeks.

The said Members return, and report, that the Governor concurs with the House in their said intended Adjournment; and then the House adjourned till *Second Day*, being the twelfth Day of the *Eleventh Month* next.

THE House met, pursuant to the last Adjournment, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

John Swift, elected and returned to serve in Assembly for County of *Bucks*, in the Room of *Samuel Burges*, by Virtue of a Writ, bearing Date the tenth Day of *December*, appeared, and having subscribed the Qualifications prescribed by Law, took his Place in the House.

Nicholas Fairlamb, and *Robert Jones*, having been sent on a Message to the Governor, to acquaint him that the House was met according to Adjournment, return, and report, that they were at his House; but that the Governor was not at Home; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

Nicholas Fairlamb, and *Robert Jones*, having been with a Message to the Governor, to acquaint him that the House was met, and was ready to receive any Thing which he might be pleased to offer them, return and report, that they had waited on the Governor; who answered, that he had no new Matter to lay before the House, but desired them to consider of the Matters in his last Speech he had recommended to them.

The said Speech of the Governor was read, with the Address of this House in answer thereto.

Richard Hill, pursuant to a Minute of the Sixteenth, of the *Eighth Month*, presented to the House a Draught of a Bill, intituled, *An Act for Limitation of Actions, and for avoiding of Suits in Law*. The said Bill was read the first Time, and ordered a second Reading.

The Committee appointed (by the Minute aforementioned) to inspect the Publick Accounts, report, that the Treasurer's

Accounts were ready to be laid before this House when they shall be pleased to call for the same.

The said Committee is continued to bring in the Treasurer's Accounts in Writing; as also an Account, as far as can be had, of what remains in Arrear upon the Taxes or Impost in the Officers, Collectors, or any other Persons Hands.

It being agreed that the Printing the Laws of this Province is necessary,

William Davis, Samuel Preston, and Thomas Stevenson, are appointed a Committee to treat with any Printer, or other Person or Persons of this City, about the Charge and Method of Printing the said Laws, and bring their Proposals in Writing to this House.

Divers* Rules approved by former Assemblies, and entered in the Journals of this House were read, and agreed to by the House, N.C.D.

Also a Rule for obliging the Members to a due Attendance, under the Penalties mentioned in the Minute of the Thirtieth of the *Second Month* last, was read, and agreed to by the House.

Edmund Orpwood desired Leave to be absent till To-morrow, which was granted.

Richard Hill, Thomas Masters, Joseph Kirkbride, Caleb Pusey, David Lloyd, and Thomas Stevenson, are appointed a Committee to inspect the Laws of this Province, and bring to this House a List of such as they find have been repealed, and to consider of what Laws may be necessary for the Good of this Province; and then the House adjourned till Nine a Clock To-morrow Morning, at which Time all Committees are to attend.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

Richard Hill, from the Committee of Accounts, brought in an Abstract of the Publick Accounts, pursuant to the Minute of Yesterday, and also the Treasurer's Books to prove the same.

The House immediately proceeded in the Examination of the said Accounts, and made some Progress therein.

In order that the House may proceed further in the Examination of the said Accounts this Afternoon.

Ordered, That the Treasurer have Notice then to attend; and since there appears to be a considerable Part of the

*These Rules are verbatim the same as in the first printed Votes, Part II. Page 2. Anno, 1703.

former Taxes in Arrear, this House desires his Information where the Defects lie.

Thomas Stevenson desired Leave to be absent this Week upon extraordinary Occasions, which was granted; and then the House adjourned till Three a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The Treasurer, according to Order, attended the House.

The House resolved itself into a Grand Committee, in order to proceed in the Examination of the Publick Accounts, and, after some Time spent therein, the Speaker re-assumed the Chair, and *Jonathan Dickinson*, Chairman of the said Committee, reported, that they had examined the Treasurer concerning his Accounts and the Arrearages; and desired the said Committee may have Leave to sit again To-morrow Morning, in order to perfect their Enquiry, and make Report thereupon; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called over, a Quorum appeared.

The House resolved into a Grand Committee to proceed further in the Examination of the Publick Accounts, and, after some Time spent therein, the Speaker re-assumed the Chair, and *Jonathan Dickinson*, Chairman of the said Committee, reports, that they have read and considered the Law for raising *Two Pence per Pound*, and *Eight Shillings per Head*; as also the Law for raising *Two Thousand Pounds* for the Queen's Use, and finding that there are Arrearages of the former Act in Danger to be lost, and that some Part of the latter Act may be eluded; therefore the said Committee resolved, that a Supplementary Act is necessary to inforce the Execution of the said Acts, and gather all Arrearages.

The Question being put, whether the House agrees with the Committee? *It passed in the Affirmative.*

Resolved, That a Supplementary Bill be brought in, for the more effectual putting those recited Acts in Execution, and collecting the Arrears due thereon.

A former Act, intituled, *An Act empowering Commissioners to compel the Collecting of all Arrearages of former Taxes*, which is some Time since expired, was read.

Resolved, That a Clause may be inserted in the said Bill for reviving the said expired Act and more effectual Collecting the said Arrears.

John Swift, and *John Snowdon*, desired Leave to be absent this Afternoon; which was granted; and then the House adjourned till Half an Hour past Three, P. M.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The Committee appointed to treat with the Printer, &c. about the Charge and Method of Printing the Laws of this Province, brought in a Proposal in Writing from *Jacob Taylor*, which was read, and ordered to lie on the Table.

Richard Hill, and *Caleb Pusey*, from the Committee appointed to inspect the Laws of this Province, report, that they had made some Progress therein, and desired further Time may be allowed them for that Service; which was granted.

The Question being put, whether there is a Necessity to raise Money for the Exigencies of this Government, referring the Sum, Time of Payment, and Manner of raising it, to the further Consideration of the House? *Resolved in the Affirmative*, N. C. D.

Resolved, That this House will, To-morrow Morning, resolve itself into a Grand Committee to consider of Ways and Means of raising Money pursuant to the Vote of this House; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The House resolved, itself into a Grand Committee of the whole House, to consider of Ways and Means of raising Money to answer the Exigencies of this Government; and, after some Time spent therein, the Speaker re-assumed the Chair, and *Richard Hill*, Chairman of the said Committee, reports, that they had come to several Resolutions, *viz.* That towards raising Money for the Service aforesaid, there be laid a Duty of Excise as followeth, *viz.*

That on every Barrel of Beer, Ale and Cyder, retailed, there shall be paid the Sum of *Two Shillings*; on every Gallon of Rum and Spirits, sold by Retail, *Four-pence*; and on every Gallon of Wine, sold by Retail, *Six-pence*; and the said several Duties to continue for one Year from the tenth of *March* next, and no longer; which being recommended by the Speaker to the Consideration of the House, they came to the following Resolutions, *viz.*

That for every Gallon of Wine, Rum, and Spirits, sold by Retail, there shall be paid *Four-pence*; and for every Gallon of Beer, Ale and Cyder, sold by Retail, *One Penny*; the said several Duties to continue for one Year, from the Tenth of *March* next, and no longer; and then the House adjourned till Half an Hour after Three this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The Petition of *Mary Beavon*, desiring Leave to sell her House and Ground, in order to pay her Husband's Debts, and Legacies to her Five Children, was read;

Ordered, That the Consideration of the said Petition be referred to a Committee, and *Thomas Masters*, *Samuel Preston*, and *David Lloyd*, were appointed a Committee, who are empowered to examine the Petitioner, and enquire into the Certainty of her Allegations, and make Report thereof to the House.

The Petition of *Mordicai Howell*, of *Chester*, was read, and ordered to lie on the Table.

Ordered, That *Thomas Masters*, and *Clement Plumsted*, do enquire of *Robert Asheton*, whether *Mordecai Howell* hath been denied a *Habeas Corpus*, or any other remedial Writ, and he alledges in his said Petition, and make their Report to the House.

The House proceeded further in the Consideration of Ways and Means for raising Money for the Exigencies of the Government.

Resolved, That any Person or Persons selling Wine in any Vessel less than a Quarter Cask, or Rum, Spirits, Beer, Ale or Cyder, in less Quantity than a Barrel, shall be liable to pay the Duties intended to be laid by the Vote of the House this Morning.

Ordered, that a Bill be brought in for raising Money to answer the Exigencies of the Government upon the Resolutions beforementioned, and that *Richard Hill*, *Clement Plumsted*, *Samuel Preston*, *Joseph Kirkbride*, and *John Wood*, be a Committee to prepare a Bill accordingly.

Ordered, That *David Lloyd*, *Nicholas Fairlamb*, and *Caleb Pusey*, be a Committee to prepare a Bill for a Supplementary Act to the Act, intituled, *An Act for raising a Supply of Two-pence per Pound, and Eight Shillings per Head*; and also to the Act, intituled, *An Act empowering Commissioners to compel the Collecting of all Arrearages of former Taxes*; and to the Act for raising *Two Thousand Pounds* for the Queens' Use, by a Tax of *Five-pence Half penny per Pound*, and *Twenty Shillings per Head*.

Thomas Masters, and *Clement Plumsted*, report, that they had, pursuant to the Order of this House, enquired of *Robert Asheton*, who informed them that *Mordecai Howell's* Son had about a Year ago desired a Writ of Error of him, on Behalf of his Father, but had brought him no Instructions from the Court of *Chester* for the Drawing of it,

Ordered, That the Clerk do draw out a fair Copy of the Minutes of this last Session, and the Speaker is desired to examine, and publish the same in the Coffee-house.

Nicholas Fairlamb is appointed to acquaint *Mordecai Howell* with *Robert Asheton's* Answer, relating to the Writ of Error demanded as aforesaid; and then the House adjourned to the second Day of the *Twelfth Month*.

THE House met, pursuant to the last Adjournment, the Speaker assumed the Chair, and the Members being called, a Quorum appeared. And then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The Committee appointed to enquire into the Allegations of *Mary Beavon's* Petition, report, that they had made some Progress therein, and desired further Time may be allowed them to finish the same; which was granted.

Richard Hill, from the Committee appointed to inspect the Laws of this Province, brought in a List of all such Laws as they apprehend are in Force; as also of such as are or have been repealed; together with a Proposal of such Amendments in the Laws, and for some new Ones, as the said Committee were of Opinion would be necessary for the Good of the Province; which said Lists and Proposals were read, and ordered to lie on the Table.

Richard Hill, *George Roach*, *Caleb Pusey*, and *Thomas Stevenson*, having seen sent on a Message to the Governor, to acquaint him that the House is met, and ready to proceed on Business, and to desire to know whether he hath any thing to lay before the House, and particularly in relation to the Reports, now current, about the Death of Governor *Penn*; the said Members return, and report, that they had waited on the Governor, who informed them, that he had had no written certain Notice of Governor's *Penn's* Death, but the uncertain Report of a Sailor.

The Petition of *Robert Lidderdale*, and *John M'William*, desiring to be freed from paying Duties on four Hogsheads of Rum, imported in *September* last, was read;

Ordered, That the Petitioners be acquainted, that the House is of Opinion the Matter of their Petition being cognizable at Common Law, there will be their Remedy, and it does not lie properly before this House; and then the House adjourned till Three a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The Petition of *Mordecai Howell* was read;

Ordered, That *George Roach*, *Nicholas Fairlamb*, and *Clement Plumsted*, be a Committee to enquire into the Grounds of the said Petitioner's Complaint; and that they have Power to send for Persons and Papers, and make their Report unto the House.

The Committee appointed to prepare a Bill for laying a Duty of Excise to answer the Exigencies of the Government, brought in a Bill for that Purpose, which was read, and ordered a second Reading.

David Lloyd, from the Committee appointed to prepare a supplementary Bill for collecting Arrears of Taxes, brought in a Bill accordingly, which was read, and ordered a second Reading.

A Proposal from *Andrew Bradford*, Printer, was read, and ordered to lie on the Table; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The Committee appointed to enquire into the Grounds of *Mordecai Howell's* Petition, report, that they had examined *Robert Asheton*, the Prothonotary and *Thomas Howell*, in relation to the same, and the Affidavit of *Thomas Howell* being read, after a long Debate, the House ordered that the same Committee procure from the Master of the Rolls, the Ordinance by which the Courts of Judicature were formerly held in this Province, and bring the same to this House this Afternoon.

The same Committee is ordered to acquaint the Petitioner, that this House is of Opinion that a Writ of Error is his Right, and that the late Law for establishing Courts directs his proper Application, and shews where to apply for Remedy, if the same be refused him by the Officer.

A Petition of *John King*, Ferry-man at Capt. *Roach's* Ferry, was read, and ordered to lie on the Table.

A Petition of *Randle Spakeman*, was read, and ordered to lie on the Table; and then the House adjourned till Three a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The Bill for Limitation of Actions, and for avoiding Suits in Law, was read a second Time, and committed; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

Upon the second Reading of the Bill, laying an Excise, &c. the same being found to differ from the former Resolutions of this House, and several Members at the same Time moving for an Alteration; agreed that the House resolve into a Grand Committee, to consider thereof.

The House accordingly resolved into a Grand Committee, and, after some Time spent therein, the Speaker re-assumed the Chair, and *David Lloyd*, Chairman of the said Committee, reported, that they had made some Progress therein, and desired that they may have Leave to sit again this Afternoon.

Ordered, That *Richard Hill*, *Clement Plumsted*, and *Samuel Preston*, do obtain from the Collector of the Port of *Philadelphia*, an Account what Rum, Wine, &c. have been annually imported into this Province, and report the same to the House this Afternoon; and then the House adjourned till Three a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The Committee appointed to obtain from the Collector of the Port of *Philadelphia*, an Account what Quantity of Rum, Wine, &c. have been annually imported into this Province, report, that they have made some Progress in the Enquiry, but cannot, before To-morrow Morning, compleat an Account to lay before the House.

The supplementary Bill, for collecting Arrears of Taxes, was read a second Time, debated, and the further Consideration thereof referred till To-morrow Morning; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The House proceeded further in the Consideration of the supplementary Bill for collecting Arrears of former Taxes, and went thro' the same by Paragraphs, and, with some propos'd Amendments, the said Bill was committed; and then the House adjourned till Three a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The Committee appointed to bring in an Account of Wine and Rum imported into this Province, brought in the same from the Naval-Officer, which was read, and ordered to lie on the Table, as follows, *viz.*

Wine imported since the 25th of March, 1711.	Pipes, Four Hundred and Forty-	From the Place Of Growth.
	one,	
	Hogsheads, Thirteen,	
	Quarter-Casks, Twenty-three	
Rum imported, <i>ut pupra.</i>	Pipes, Forty-eight,	Elsewhere.
	Hogsheads, Two,	
	Quarter-Casks, Two,	
	Hogsheads, Five Hundred and Seventy-four.	
	Tierces, Three Hundred and Sixty.	
	Barrels, One Hundred, and Eighty-three.	
	Kilderkin, One.	
	Gallons, Two Hundred.	
	Pipe, One.	
	Casks, Nineteen.	
	Puncheons, Two.	
	Gross-Bottles, Four.	

Ordered, That *Richard Hill*, *Caleb Pusey*, and *Clement Plumsted*, be appointed a Committee to amend the Bill for Limitation of Actions; and also the Bill for collecting Arrears of Taxes.

The House resolved into a Grand Committee upon the Bill for raising Money for the Exigencies of the Government; and, after some Time spent therein, the Speaker re-assumed the Chair, and *David Lloyd*, Chairman of the said Committee, reported, that they had gone through the Bill, and come to several Resolutions, *Viz.*

“That all Wine, Rum and Spirits, imported and sold in this Province, shall be liable to pay the Duty of *One-penny per Gallon*, allowing a Debenture or Draw-back upon all that is exported to Sea; and that the Buyer shall pay or secure the said Duty, or the Merchant or Importer be liable to pay it for him.

That *One Penny per Gallon* shall be paid for all Spirits distilled or made in this Province.

That a Duty of *One Shilling* per Barrel be laid on all Beer, Ale and Cyder, sold in this Province, or imported.”

Which several Resolutions being recommended by the Speaker, were agreed to by the House.

Ordered, That *David Lloyd*, do prepare and draw up a Bill upon the Resolutions before mentioned, and that he be paid for his Trouble and Pains therein; and then the House adjourned till *Second Day* next in the Afternoon.

The House met, pursuant to the last Adjournment, the Speaker assumed the Chair, and the Members being called,

a Quorum appeared; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The Petition of *John King*, Ferryman, was again read, and ordered That Leave be given to bring in a Bill to ease such Persons who keep Ferries in the Charge of a Licence for selling Drink.

The Petition of *Randal Spakeman*, requesting that a Law be made to relieve the Widows and Orphans of such Persons as decease possessed of Lands, and leave not enough other Estate to support them, was read; and this House being of Opinion, that the Laws of this Province have already fully provided in that Case.

Ordered, That the said Petition be rejected, and that *Isaac Taylor* and *Robert Jones* do acquaint the Petitioner therewith.

The Petition of *John Furnis*, formerly employ'd in collecting the *Two Thousand Pounds Tax*, desiring he may be satisfied for his Expences and Loss of Time in the said Service, was read; and this House is of Opinion, that the Law for raising the said *Two Thousand Pounds* provided Satisfaction for all Officers concerned therein; and if he was employed by any other Person, he is referred to such for his Pay.

An Account was presented to the House by *Charles Brockden*, Deputy Clerk of the Rolls, of *Twenty-four Pounds, One Shilling, and Six-pence, Three-farthings*, due from the Province of *Pennsylvania* to the Rolls Office, which was read, and referred to the Committee of Accounts hereafter named.

Ordered, That *Jonathan Dickinson*, *Samuel Preston*, *Nicholas Fairlamb*, and *Joseph Kirkbride*, be a Committee to enquire more fully into the State of the Treasury, and what Debts of the Province have been allowed by the Assembly, and what are now standing out and unpaid, and to receive such further Accounts as are due from the Government, and report the same to the House.

A Bill for establishing an Orphans Court was read, and ordered a second Reading.

A Motion being made, that the Laws of this Province be printed, the House came to following Resolutions, *viz*.

That *Richard Hill*, *Samuel Preston*, *Caleb Pusey*, and *John Swift*, or any two of them, be a standing Committee to agree with such Printer as they shall think fit to print the Laws of this Province.

That the said Committee do employ such Clerks as they shall find necessary, to procure a correct Copy of the said Laws for the Press.

That the said Committee have Power, where they shall observe any two or more Laws of the same Tenor or Effect (unless they be supplementary to each other) to omit such of them as shall appear to be redundant, only taking Care that their Titles be printed; and then the House adjourned till Three a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The Proposals for Amendment of the Laws, &c. brought in by the Committee on the Third of this Month, were again read.

Ordered, That a Bill be brought in by the said Committee for Amendment of the Laws, according to the said Proposals; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The Bill for Limitation of Actions, and avoiding of Suits in Law, was read a third Time.

Resolved, That the said Bill do pass.

Ordered, That the said Bill be ingrossed; and then the House adjourned till Three a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The supplementary Bill for collecting Arrears of former Taxes, was read a third Time.

Resolved, That the said Bill do pass.

Ordered, That the said Bill be ingrossed; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The Committee of Accounts brought in the State of the Provincial Treasurer's Account, by which it appears, that, after all the Arrears of Taxes are collected, there will want *Three Hundred and Sixteen Pounds, Four Shillings, and Six-pence Half-penny*, to answer such Debts as have been already allowed by former Assemblies; which Accounts are ordered to lie on the Table.

The Question was put, whether *Two Hundred Pounds* be presented to the Governor as a grateful Acknowledgment for his Administration? It passed in the Negative.

The Question being put, whether *One Hundred and Fifty Pounds* be presented to the Governor on the Account before mentioned? *Passed in the Affirmative.*

The Question being put, whether it be necessary to raise the Sum of *Five Hundred Pounds* towards defraying the exigent Charges of the Government? *Resolved in the Affirmative*; and then the House adjourned till Three a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The Bill for establishing an Orphan's Court was read a second Time.

It is the Opinion of this House, that the Power of an Orphan's Court, mentioned in any of the Laws of this Province, may be vested in the Justices of the respective County Courts of this Province.

Ordered, That *David Lloyd* do amend the Bill accordingly, and bring the same to the House To-morrow.

The House resolved, into a Grand Committee to consider of Ways and Means for raising the Sum of *Five Hundred Pounds*, pursuant to the Vote of the House this Morning; and after some Time spent therein, the Speaker re-assumed the Chair, and *Richard Hill*, Chairman of the said Committee, reported, that they had come to the following Resolutions, *viz.*

That the said *Five Hundred Pounds* be raised by a Duty of Excise. And further reports, that the said Committee not having fully gone through the Matter to them referred, desired Leave to sit again To-morrow morning, to which the House agreed. Adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

David Lloyd from the Committee appointed to enquire into the Grounds of *Mary Beavon's* Petition, reports, that they find the Estate, which she requests may be sold is settled by her Husbands Will, and the House not thinking fit to break in upon any such Settlements.

Ordered, That the said Petition be laid aside.

The House resolved into a Grand Committee, further to consider of Ways and Means for raising the Sum of *Five Hundred Pounds*, towards defraying the necessary Charges of the Government; and, after some Time spent therein, the Speaker re-assumed the Chair, and *Richard Hill*, Chairman of the said Committee, reports, That they had come to the following Resolutions, *viz.*

That an Excise of *Four-pence per Gallon* be laid on Wine, Rum and other Spirits, sold in Publick-houses in this Province in any Quantities under a Gallon; that a Duty of *Twelve-pence per Barrel* be laid on all Beer, Ale and Cyder, sold in Publick-houses; and that all other Persons, but such as are licenced be prohibited from selling any of the said Liquors within Doors or without in any less Quantity than a Gallon; and that a Duty of *Three-pence per Pound* be laid on Hops imported into this Province, except the Produce of the *Jerseys* and Lower Counties; which being reported by the Speaker, were severally agreed to by the House.

Resolved, That the said Duties be continued for one Year from the Tenth of *March* next, and no longer.

Ordered, That *Jonathan Dickinson, Clement Plumsted, Samuel Preston, Nicholas Fairbank, and Joseph Kirkbride*, do prepare and draw up a Bill upon the Resolutions before-mentioned, and that they get any Person of Skill to assist them in preparing the same.

Resolved, That *Samuel Holt* be the Officer to collect the several Duties aforesaid: and then the House adjourned till *Second Day* next, at Four a Clock in the Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

A Petition of *Henry Badcock*, on Behalf of himself and several other Persons, against the Bill for laying the Duty of *Twelve-pence per Barrel* on Beer and Ale, &c. was read, and ordered to lie on the Table.

David Lloyd, according to Order, brought in the Bill for establishing Orphans Courts;

Ordered, That the same be read To-morrow Morning.

A supplementary Act for amending divers Laws therein named, was read, and ordered a second Reading; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The Bill, intituled, *An Act for laying a Duty or Excise upon sundry Liquors, and also upon Hops, to answer several Exigencies of this Government*, was read, and ordered a second Reading.

The Bill for establishing Orphans Courts, was read a third Time, and, with some proposed Amendments re-committed.

A Bill, intituled, *A Supplement to a Law, intituled, An Act that no Publick-house or Inn within this Province be kept without Licence*, was read, and ordered a second Reading.

Richard Hill, and *Caleb Pusey*, are ordered to attend the Governor with the Bill for Limitation of Actions; and that for collecting Arrears of Taxes, and desire his Concurrence thereto; and then the House adjourned till Nine a Clock Tomorrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The Bill, intituled, *A Supplement to a Law*, intituled, *An Act that no Publick-house or Inn within this Province be kept without Licence*, was read, a second Time, and, with some Amendments committed.

Richard Hill, and *Caleb Pussey*, report, that, pursuant to the Order of the House Yesterday, they had delivered the two Bills to the Governor for his Concurrence; and then the House adjourned till Three a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The Bill, intituled, *An Act for laying a Duty or Excise upon sundry Liquors, and also upon Hops, to answer several Exigencies of the Government*, was read a second Time, and, with some proposed Amendments, committed.

Ordered, That *Jonathan Dickinson*, *Clement Plumsted*, *Samuel Preston*, *Nicholas Fairlamb*, and *Joseph Kirkbride*, be a Committee to amend the same accordingly.

Samuel Carpenter and *James Logan*, Members of Council, on a Message from the Governor, returned the Bill for Limitation of Actions, and report, that the Governor agreed to the said Bill, except the first Clause limiting the Time of bringing Writs of Entry, &c. for seven Years, and by Word of Mouth gave Reasons for dissenting to that Part of the Bill; and also excepting the Proprietary's Quitrents.

Griffith Owen, and *Robert Asheton*, Members of Council, on a Message from the Governor, returned the Bill for collecting the Arrears of Taxes, and report, that the Governor had agreed to the said Bill; but desired that a Clause may be added for collecting the Arrears of the *Two Thousand Pounds* given to the Proprietary by a former Act passed at *Newcastle*.

The House finding there is a Law passed, Anno 1705, intituled, *An Act for collecting the Arrears of Two Thousand Pounds* granted to the Proprietary, which is still in Force, do not see Occasion to add any further to the said Bill;

Ordered, That the said Bill be ingrossed.

A Petition of several Tanners, desiring a Bill may be brought into the House, to prevent the unseasonable falling

of Barktees, and to hinder the Butchers from cutting Holes or Planters in their Hides and Skins, was read, and ordered to lie on the Table; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The Bill, intituled, *A Supplement to a Law, intituled, An Act that no Publick-house or Inn within this Province be kept without Licence*, was read a third Time.

Resolved, That the said Bill do pass.

The Bill for establishing Orphans Courts, as amended by the Committee, was again read and debated, and, with some further propos'd Amendments, again committed to *David Lloyd*, and *Richard Hill*, to amend the same accordingly; and then the House adjourned till Three a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The Bill, intituled, *An Act for laying a Duty or Excise upon sundry Liquors to answer several Exigencies of this Government*, as amended by the Committee, was read a third Time, debated, and, with some propos'd Amendments, re-committed to the same Committee; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The Committee appointed to amend the Bill for establishing Orphans Courts, brought in the same, which, being read and debated, was agreed to by the House.

Resolved, That the said Bill do pass.

Ordered, That the said Bill be ingrossed; and then the House adjourned till Three a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The Bill, intituled, *An Act for laying a Duty or Excise upon sundry Liquors, and also upon Hops, to answer several Exigencies of the Government*, as amended by the Committee, was read, debated, and, with an Amendment, agreed to by the House.

Resolved, That the said Bill do pass.

George Roach, and *Nicholas Fairlamb*, are ordered to attend the Governor with the following Bills, viz. The Bill, intituled, *A Supplement to the Law, that no Publick-house or Inn within this Province be kept without Licence*. The Bill, for establishing Orphans Courts. And the Bill, intituled, *An Act for laying a Duty or excise upon sundry Liquors, and also*

upon Hops, to answer several Exigencies of the Government; and desire his Concurrence thereto.

The said Members return and report, that they have delivered the said Bills to the Governor, who was pleased to say, that he would call a Council in the Morning, and consider of them.

The Bill for Amendments of several Laws therein mentioned, was a second Time, and committed, and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

A Bill, intituled, *A Supplementary Act for amending divers Laws therein named*, was read a third Time, by Paragraphs, debated, and, with several Amendments, re-committed.

Samuel Carpenter, and Thomas Story, Members of Council, in a Message from the Governor, brought back the Bill for laying a Duty or Excise on sundry Liquors, and also upon Hops, to answer several Exigencies of the Government, to which the Governor agreed, without any Amendment; also the Bill, intituled, *A Supplement to a Law, intituled, An Act that no Publick-house or Inn within this Province be kept without Licence*; and report, that the Governor was willing to grant the Thing desired by the said Bill, without a Law; and further, that the Orphans Bill being long, the Governor had not yet gone through the same, but would dispatch it as soon as possible.

Ordered, That the Bill, intituled, *An Act for the laying a Duty or Excise upon sundry Liquors, and also upon Hops, to answer several Exigencies of the Government*, be ingrossed; and then the House adjourned till Second Day next, in the Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

Caleb Pusey, and Clement Plumsted, having been sent on a Message to the Governor, to desire to know his Opinion of the Orphans Bill, the House being willing to make all possible Dispatch of the Business now before them: the said Members return and report, that the Governor informed them, that he had not yet fully considered the said Bill.

The Bill, intituled, *A supplementary Act for amending divers Laws therein mentioned*, as amended by the Committee, was read by Paragraphs, debated, and, after some Progress therein, the House referred the further Consideration thereof till To-morrow Morning; and then the House adjourned till Half an Hour past Eight a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

Richard Hill, Joseph Kirkbride, and Isaac Taylor, having been sent on a Message to the Governor, to know whether he had further considered the Bill for establishing Orphans Courts, and if he has not any Amendments to offer, the House (considering the near approach of the Courts) were inclined to adjourn for some Time; the said Members return and report, that they had delivered their Message to the Governor, who informed them, that he thought it absolutely necessary to take the Advice of Judge *Mompesson*, relating to the said Bill (according to his Directions from Governor *Penn*, in all doubtful Cases) which he would do with all possible Expedition; and as to the Time of Adjournment, he left that entirely to the House.

Thomas Masters, Nicholas Fairlamb, and John Swift, having been sent on a Message to the Governor, to acquaint him that the House is inclined to adjourn till the Sixteenth of next Month, if he thinks it convenient; the said Members return and report, that they had delivered their Message to the Governor, who returned Answer, that the Sixteenth of next Month was too short to have an Answer from Judge *Mompesson*, and was of Opinion that the Twenty-third would be more convenient; to which the House agreed; and then the House adjourned till the Twenty-third of the next Month.

THE Speaker and following Members met, according to Adjournment, *viz. Robert Jones, Richard Hill, Clement Plumsted, Jonathan Dickinson, Thomas Masters, Caleb Pusey, Nicholas Fairlamb, George Harlan, John Maries, Joseph Kirkbride, John Sotcher, Stoffel Vansant, John Frost, and John Swift*; but not making a sufficient Number to proceed on Business, adjourned to the Morning, and agreed to acquaint the Governor therewith.

The Representatives met, and *Robert Asheton* delivered unto them a Paper, signed by the Governor, which was read, and is as followeth.

To the Representatives of the Province of Pennsylvania.

GENTLEMEN,

"BEING informed that you fail'd of making a House Yesterday, according to your own Adjournment, I am willing to believe the same was not done by Design; and therefore think fit (if a Quorum be now present) to recommend the Dispatch of publick Affairs, now before you."

March 24, 1712-13.

CHARLES GOOKIN.

Then the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

A Message to the Governor, by *George Roach*, and *Caleb Pusey*, to desire to know if he be ready to give the House his Answer to the Bill for establishing Orphans Courts, which was left before him by the House before their last Adjournment; the said Members return and report, that the Governor informed them, that several Members of the Council being out of Town, he could not yet give his Answer, but hoped to have a Council To-morrow Morning on the said Bill; and then the House adjourned till Three a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The Bill, intituled, *A Supplementary Act for amending divers Laws therein mentioned*, as amended by the Committee, was read and debated by Paragraphs, and, with some proposed Amendments, agreed to by the House.

Ordered, That *David Lloyd* amend the same accordingly, and that the Word (*Supplementary*) be left out in the Title; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

Robert Asheton, on a Message from the Governor, acquainted the House, that the Governor had not yet had a Council to sit, and the Orphans Bill from the House being by him sent to Judge *Mompesson*, for his Opinion, who had not yet returned it, the Governor had sent to the House a Copy of the said Bill, with some Amendments.

The House took into Consideration the engrossed Bill for laying a Duty or Excise upon Liquors and Hops, and, after some Time spent therein, agreed to add *Fifty Pounds* more as a Present to the Governor, with some further Alterations and Amendments, and the Speaker was desired to amend the same accordingly.

Then the House proceeded to take into Consideration the Bill for establishing of Orphans Courts, with the Amendments proposed by the Governor; and, after some Time spent therein, the House agreed to one, and disagreed to the rest of the said proposed Amendments.

Ordered, That *Richard Hill*, and *Caleb Pusey*, do wait on the Governor, and acquaint him, that the House had agreed to one Amendment, and with the Reasons why the House cannot agree to the rest of the said proposed Amendments; and then the House adjourned till Three a Clock this afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The Bill, intituled, *An Act for amending divers Laws therein mentioned*, as amended by *David Lloyd*, pursuant to the Order of the House this Morning, was read by Paragraphs, and with an additional Amendment, agreed to by the House.

Resolved, That the said Bill do pass.

Richard Hill, and *Caleb Pusey*, report, that pursuant to the Order of this House, they had delivered to the Governor the Reason why the House disagreed to the Governor's proposed Amendments to the Bill for establishing of Orphans Courts; which he said he would consider this Afternoon.

The House again proceeded in the Consideration of the Amendments to the ingrossed Bill for laying a Duty or Excise upon Liquors and Hops, and agree to the same.

Ordered, That *Thomas Masters*, and *Nicholas Fairlamb*, carry the same to the Governor, and desire his Concurrence thereto, as now amended.

The said Members return, and report, that they had delivered the said Bill to the Governor, who replied, that he would consider of the same as soon as he could get his Council together.

Ordered, That *Clement Plumsted*, and *Joseph Kirkbride*, do alter the Days in the Bill for collecting Arrears of Taxes, and make the same one Month forwarder, the Times in the said Bill appointed being many of them already expired; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

Ordered, That *Isaac Taylor*, and *John Sotcher*, do wait on the Governor, with the Bill for amending divers Laws therein mentioned, and desire his Concurrence thereto.

Griffith Owen, and *Robert Asheton*, Members of Council, in a Message from the Governor, report the Governor's Concurrence to the Bill for laying a Duty upon Liquors and Hops; and also to the Bill for establishing of Orphans Courts; which Bills they delivered in at the Table.

Clement Plumsted, and *Joseph Kirkbride*, delivered in at the Table the Bill for collecting Arrears of Taxes, as amended by them, pursuant to the Order of this House.

Isaac Taylor, and *John Sotcher*, return and report, that they had delivered the Bill for amending divers Laws therein named to the Governor, pursuant to Order, and that he was pleased to say, he would call his Council together to consider of the said Bill and give it all possible Dispatch.

Ordered, That *Clement Plumsted*, and *William Davis*, do wait on the Governor with the Bill for collecting Arrears of Taxes, and acquaint him with the Alteration of the Days and Times in the said Bill.

The said Members return and report, that they had left the Bill with the Governor, who said, he would peruse the same with all Speed, and return it to the House.

Ordered, That the Bill for laying a Duty or Excise upon Liquors and Hops; and also for establishing of Orphans Courts, be ingrossed.

The House having taken into Consideration the last Message from the Governor, wherein he sets forth his Charge of House-rent for a Council-room, and other publick Meetings and Treaties; the Question was put, Whether *Fifty Pounds* more be added to the Sum given to the Governor in the Excise Bill; that is to say, *Two Hundred and Fifty Pounds* in the whole? *Carried in the Affirmative*.

Ordered, That *Caleb Pusey*, and *Isaac Taylor*, do collect out of the Minutes, the Days, that every Member hath served in this Assembly, and bring the same to the House.

The House took into Consideration the Governor's proposed Amendments to the Bill for Limitation of Actions, and, after a long Debate thereupon, agreed that the same be further considered.

Griffith Owen, and *Robert Asheton*, in a Message from the Governor, return the Bill for collecting Arrears of Taxes, with the Governor's Agreement to the Amendments, as made by the House; also the Bill for Amendment of divers Laws, with the Governor's Objections to one Clause therein, which was read, and referred to further Consideration; and then the House adjourned till Three a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The Governor's Objection to the Bill, intituled, *An Act for amending divers Laws therein mentioned*, was again read, and fully debated, and thereupon *Clement Plumsted*, and *Nicholas Fairlam*, were ordered to wait on the Governor, and desire he would please to send to the House the Ordinance for establishing the *Forty Shillings* Court in the City of *Philadelphia*.

The said Members return with the said Ordinance, which was read, and then the House made some Amendments to the Bill, and

Ordered, That *Richard Hill*, and *William Davis*, do carry up the said Bill to the Governor, and desire his Concurrence to the same as now amended; also to acquaint him with the

Addition of *Fifty Pounds* voted this Morning to him; and to know at what Time he will please to pass the Bills into Laws.

The said Members return, and report, that they delivered the Bill, and the Message of the House, to the Governor; who answered, that he would consider and return the Bill as soon as possible; that he would endeavour to be ready To-morrow to pass the Bills; and that the Sum of *Two Hundred and Fifty Pounds*, which the House had now agreed to present him with, was as much as he desired.

The Bill for Limitation of Actions being again taken into Consideration, the House agreed to amend the same, according to the Governor's Desire, by Leaving out the first Clause, and adding these Words (*Excepting the Governor's Quitrents*) and

Ordered, That *Clement Plumsted*, and *Nicholas Fairlamb*, do carry up the same to the Governor for his Concurrence.

Robert Asheton, a Member of Council, returned the Bill for Limitation of Actions. and informed the House, that the Governor agrees to the said Bill; and then the House adjourned till Eight a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

Ordered. That *Joseph Kirkbride*, and *William Davis*, be added to the Committee for printing the Laws.

Samuel Preston being sent on a Message to the Governor, to know when he will please to appoint a Committee of Council to examine the ingrossed Bills.

Robert Asheton, a Member of Council, from the Governor, acquainted the House, that he had appointed him to examine the Bills?

Ordered, That *David Lloyd*, and *Richard Hill*, be a Committee to examine the said ingrossed Bills, being five in Number, intituled as follows.

An Act for reviving, explaining and continuing several Laws in this Act mentioned.

An Act for Limitation of Actions.

An Act for establishing Orphans Courts.

An Act for amending divers Laws therein mentioned.

An Act for the laying a Duty or Excise upon sundry Liquors, and also upon Hops, to answer several Exigencies of this Government; and then the House adjourned till Two a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

Richard Hill, and *David Lloyd*, report, that they had examined the five ingrossed Bills, according to Order, and found them to agree with the Originals.

The Committee brought in the following Accounts, being first produced to them, *viz.*

Thomas Wilson, as Clerk of this House, produced his Account, amounting to *Eleven Pounds, Sixteen Shillings*, and *Ten-pence*, which was read, and allowed.

Nicholas Rosogan, as Door-keeper, presented his Account, amounting to *Five Pounds, Three Shillings*, and *Six-pence*, which was read, and allowed.

David Lloyd, Member of this House, produced his Account for special and immediate Service, amounting to *Eleven Pounds, Twelve Shillings*, which being read, *One Pound Twelve Shillings* is deducted, and the remaining, *Ten Pounds* allowed.

Charles Brockden, Deputy to the Master of the Rolls, produced his Account, amounting to *Twenty-four Pounds, Six Shillings*, and *Ten-pence Half-penny*, which was read, and allowed.

Resolved, That the Speaker forthwith issue Orders under his Hand for the several Sums following, to the respective Persons hereafter named, *viz.*

To <i>Thomas Wilson</i> , as Clerk of this House,	£ 11	16	10
To <i>Nicholas Rosogan</i> , as Door-keeper,	5	3	6
To <i>David Lloyd</i> , for special and immediate Service of this House,	10	0	0
	<hr/>		
	£ 27	0	4

Amounting in the whole to *Twenty-seven Pounds*, and *Four-pence*; all which to be paid out of the first Publick Money that comes to the Treasurer's Hands, as directed by the Law, intituled, *An Act for laying a Duty of Excise, &c.* passed this present Session.

Resolved, That the Speaker do issue Orders, under his Hand, for Payment of the several Sums to the respective Persons hereafter named, being publick Debts upon this Province, allowed by this and former Assemblies, *viz.*

To *James Logan*, Secretary, for Charge of *Indian Treaties, &c.* allowed by the Assembly

the Seventh of the *Fourth Month*, 1712,£ 95 6 8

To Ditto, for his own Account, allowed the

Twenty-first of the *Fifth Month*, 1711, 55 2 10½

To *Robert Asheton*, for his Account allowed by
the Assembly the Sixth of the *Fourth Month*,

1712, 44 3 6

Carried over.....£194 13 0½

Brought over.....£194 13 0½

To *Thomas Story*, Master of the Rolls, for his
Account allowed the Seventh of the *Fourth*

Month, 1712, 19 18 4½

To Ditto, or his Deputy, *Charles Brockden*, for
his Account exhibited and allowed this Day,

24 6 10

To *William Hill*, Door-keeper of the Gover-
nor's Council, 12 Days,

1 10 0

£240 8 3

Amounting in the whole to *Two Hundred and Forty Pounds*,
Eight Shillings, and *Three-pence*; all which said Sums of
Money to be paid in due Proportions, out of the Publick
Money in the Provincial Treasurer's Hands, after all the
Money given and allowed to the Governor by the Law (of
this present Session) intituled, *An Act for laying a Duty or*
Excise upon sundry Liquors, and also upon Hops, &c. is paid,
as directed by the said Act.

Robert Asheton, in a Message from the Governor, acquainted
the House, that the Governor was ready to give his Assent
to the Bills passed by this House.

Then the Speaker, with the House, attended on the Gover-
nor; and being returned, the Speaker reports, That the Gover-
nor had given his Assent to the five several Bills before
particularly mentioned (and thanked the House for the Pro-
vision they had thought fit to make for him) to which Bill
the Speaker having subscribed his Name, by Order of the
House, according to Custom, *Richard Hill*, *Nicholas Fairlamb*,
and *Joseph Kirkbride*, were ordered to go (with *Griffith*
Owen, and *Robert Asheton*, Members of Council) to the Rolls
Office, to see the Great seal affixed to the same; and then
the House adjourned till Eight a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the
Members being called, a Quorum appeared.

Richard Hill reports, that he, with *Nicholas Fairlamb*, and
Joseph Kirkbride, did, Yesterday, with two of the Members
of the Council, see the Great Seal affixed to the Laws of
the Province, according to Order; then the House adjourned
for one Hour to wait on the Governor, to hear the Laws

published; and after Publication of the Laws, the House met again according to Adjournment.

An Address to the Proprietary, pursuant to the Order of the House, was brought in, read and debated; and being put to the Vote, whether the same shall be signed by the Speaker, and sent to the Proprietary? *Carried in the Affirmative*; and

Ordered, That the Speaker do sign the same, and shew the said Address to the Governor before it be sent away.

Ordered, That the Committee appointed to procure the Laws of this Province to be printed, shall have free Recourse to the Records *gratis*, and may be themselves, or such Clerks as they shall employ, take Copies from the same.

Ordered, That *Thomas Masters*, and *William Davis*, wait on the Governor, and acquaint him, that the Assembly is inclinable to adjourn to the Twenty-third of *September* next, unless he see Cause to call them sooner also that this House hath appointed a Committee to get the Laws of this Province, printed and desires his Concurrence therein; and that the Assembly's Address to the Proprietary will be presented to his View by the Speaker, after the Rising of this House.

The said Members return, and report, they delivered their Message to the Governor, according to Order; and that he was pleased to concur with the Assembly in their Intentions in printing the Laws, and agrees to the Time proposed for Adjournment; and that he was pleased the House had prepared an Address to the Proprietary; and then the House adjourned till the Twenty-third of *September* next.

THE House met, pursuant to the last Adjournment, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

Ordered, That *Robert Jones*, *Thomas Watson*, and *Nicholas Fairlamb*, wait on the Governor, and acquaint him that the House is met, pursuant to Adjournment, and desired to know whether he had any Business to lay before this House.

Ephraim Jackson, who served in Assembly for the County of *Chester*, in the Years 1710 and 1711, applied to this House, acquainting them that he had lost his Ticket for his Service in Assembly those Years, and desiring to have a new One:

Ordered, That the Clerk examine the Journal of the House, extract the Number of Days he attended, and make out a Ticket, to be signed by the Speaker accordingly.

The Members above mentioned, sent on a Message to the Governor, return and report, that they had waited on the Governor, acquainted him that the House was sitting, and desired to know whether he had any Thing to lay before the

House; that he was pleased to say, he had nothing at present to offer to them.

The Tickets of the Members Attendance this Session were drawn up and signed by the Speaker, by Order of the House.

There appearing no Business from the Governor, nor any arising in this House, and the Time of a new Election being at Hand, the House concludes to break up for this Year, unless the Governor think fit to call us together. *Here ends the Journal for this Year.*

Signed per Order,

ISAAC NORRIS, Speaker.

At an ASSEMBLY held in PHILADELPHIA, the Fourteenth Day of OCTOBER, ANNO DOMINI, 1713.

The Names of the Representatives of the Freemen of this Province, elected to serve in Assembly for the ensuing Year, according to the respective Sheriffs Returns, bearing Date the first Day of the *Eighth Month, Anno, 1713, viz.*

Philadelphia County.	Chester County.	Bucks County.
Edward Farmar,	David Lloyd,	John Swift,
Robert Jones,	William Davis,	Jeremiah Langhorn,
Toby Leech,	Joseph Baker,	Thomas Stevenson,
John Roberts,	Nathaniel Newlin,	William Stockdell,
Thomas Rutter,	Nicholas Fairlamb,	Thomas Watson, jun.
Nicholas Waln,	Richard Hayes,	Joseph Growdon,
Matthias Keen,	William Brainton,	Speaker.
John Warner,	John Blunston, jun.	Thomas Stackhouse.
		Joseph Kirkbride.

City of Philadelphia.

Isaac Norris.

Richard Hill.

THE Representatives of the Freemen of this Province of *Pennsylvania*, elected to serve in Assembly for the ensuing Year, met at the usual Place in the City of *Philadelphia*, and being a Quorum, as the Charter of Privileges directs, proceeded and chose *Joseph Growden, Esq*; to be their Speaker, and *Isaac Norris, Esq*; Speaker of the former Assembly, delivered to him the Keys of the Trunk, wherein are kept the Books, Papers and Records, of the former Assemblies.

Ordered, That *Nathaniel Newlin*, and *Thomas Stevenson*, do wait on the Governor, to know when he will be attended by the House to present their Speaker.

The said Members return, and report that the Governor had appointed the House to attend on him Tomorrow Morning at

Ten a Clock with their Speaker; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met according to Adjournment, and the Members being called over by the Sheriffs Returns of each County of the Province, and the City of *Philadelphia*, those present subscribed the Qualifications according to Law, the same being first read to them by the Clerk with an audible Voice, viz. *Joseph Growdon*, Speaker, *Edward Farmar*, *Toby Leech*, *John Roberts*, *Nicholas Waln*, *Matthias Keen*, *John Warner*, *Thomas Rutter*, *Issac Norris*, *Richard Hill*, *Thomas Stevenson*, *William Stockedll*, *Joseph Kirkbride*, *William Davis*, *Joseph Baker*, *Nathaniel Newlin*, *Nicholas Fairlamb*, *Richard Hayes*, *William Brainton*, and *John Bluston*, jun.

A Message being sent to the Governor by *William Davis*, and *Richard Hayes*, that the House is met, and being qualified, according to Law, is ready to present their Speaker; the said Members return, and report, that the Governor, as soon as he had assembled his Council, would give the House Notice.

Thomas Wilson was admitted Clerk of this House, and took his Affirmation for the faithful Discharge of his Duty to the utmost of his Skill and Knowledge, and for keeping the Secrets of the House.

Divers* Rules approved by former Assemblies, and entered in the Journals of this House, were read, and agreed to by the House, N.C.D.

A Message from the Governor by *Robert Asheton*, that the Governor is ready to receive this House, with their Speaker;

Resolved, That the House immediately wait upon the Governor to present their Speaker; and accordingly having presented their Speaker to the Governor, who being approved, the House returned, and the Speaker reports, that the Governor was pleased to make a Speech to this House, and had delivered him a Copy thereof, which was read, and is as follows.

GENTLEMEN,

"THE Government is not yet surrendered to the Crown, and it is probable will not for many Months; and consequently I am still invested with the Proprietary's Powers, which I am ready to make use of for the Welfare of the People in all their reasonable Expectations.

But I must first recomment to you, as I did to the last Assembly, that the *Two Thousand Pounds*, granted for the Queen's Use, may be made ready Payment when demanded;

*These Rules are verbatim the same as in the first printed Votes, Part 11. Page 2. Anno, 1703.

and that the Complaints of those Persons, whose Servants were on the Expedition to *Canada*, may be answered; for notwithstanding the Powers Given for the Raising that Money, it is not yet paid in.

The Law for cultivating a friendly Correspondence with our neighbouring *Indians*, I am informed, is almost expired: In my Opinion, it will be necessary to keep up a Friendship with them after the usual Manner, tho' in Time of Peace, since upon that Foot we have always acted with them.

I am concerned to hear, that the Reputation of this Province in its chief Manufacture (which was once so good) is now so much sunk Abroad, occasioned by the Covetous and disingenuous Practices of some Bolters; this may be worth your Consideration.

Gentlemen, I take this Opportunity to give the Country my Thanks for the Care that was taken for my Support in the Administration by the last Assembly; and tho' the Funds fall very short, I believe they intended well, and I promise myself the Deficiency will be made good by you.

And as there is no Government in *America* where the Governon is not in some Measure supported in his Administration, I hope you will not make a Precedent in me of the contrary: I shall urge this no further, but leave it entirely to your Consideration."

Then the House proceeded in the Consideration of the Governor's Speech; and, after some Time spent therein,

Ordered, That *Isaac Norris* prepare an Address in answer to the Governor's Speech, and bring the same to the House this Afternoon; and then the House adjourned till Three a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

Isaac Norris, pursuant to order, brought in the Draught of an Address, in answer to the Governor's Speech, which he read in his Place; and the same being read again, was, with some Amendments, agreed to by the House, and ordered to be ingrossed, being as follows.

May it please the Governor,

THE Delegates of the Freemen of this Province of Pennsylvania, in Assembly met, having considered thy Speech to us this Day, do crave Leave to acquaint the Governor, that the same hath due Weight with us; and that we shall employ our best Endeavours to answer the several Matters therein directed to our Consideration.

But this House apprehending there is not Part thereof which requires an immediate Dispatch unless that of the Support; and that in order thereto, they shall be better enabled to make a Calculation of the Publick Funds and Deficiencies when the Trade of this Year is closed by the Winter, have Thoughts of an Adjournment to a further Time, and accordingly propose the Twenty-eighth Day of December next, if that may suit the Governor: And therefore, at this Time, only in general add, that we return our hearty Thanks for thy continued Offers, of using thy Powers for the Welfare of the People.

That the last Assembly having (as was then presumed) effectually provided for the due Collection and Payment of the Two Thousand Pounds, granted to the Queen's Use, this House will be ready to do what further may appear necessary on their Part; and in order thereto crave, that the Governor will be pleased to direct the Defects, and what is further needful to be done therein, be more particularly laid before us at our next Meeting.

That we still continue the Opinion the good People of this Province, have always retained, in relation to a friendly Correspondence with the Indians, and shall accordingly provide for its Continuance.

We join heartily with the Governor in our Concern, that the Reputation of this Province should suffer by the disingenuous Practices of any in our Manufactures, and shall think of what Ways we can for its Remedy.

And lastly, as it is our Inclination and Intention, according to the best Ability of those we represent, to support the Administration of Government, so we shall appoint a Committee to inspect the Publick Accounts, and enquire into the Provisions which have been made by the late Assemblies, that at our next Meeting we may be capable to shew the Governor our Readiness in that Case.

Ordered, That the said Address be signed by the Speaker, and presented to the Governor by Richard Hill and Joseph Kirkbride.

Ordered, That Richard Hill, Edward Farmar, Nicholas Fairlamb, and Joseph Kirkbride, be a Committee to inspect the Publick Accounts, and make their Report of the State thereof to the House at next Meeting.

The Committee appointed to present the Address of the House to the Governor, report, that they had delivered the said Address, according to Order; and that the Governor had agreed to the Adjournment, proposed by the House in their

Address, to the Twenty-eighth of *December* next; and then the House adjourned to the Twenty-eighth of *December* next.

THE House met, pursuant to Adjournment, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

Ordered, That *Nathaniel Newlin*, and *Thomas Rutter*, do wait on the Governor, and acquaint him, that the House is met, according to Adjournment; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

David Lloyd, *John Swift*, and *Thomas Watson*, Members returned, to serve in Assembly, appeared and subscribed the Qualification prescribed by a Law of this Province, intituled, *An Act to ascertain the Number of Members of Assembly, and to regulate Elections*, and took their Places in the House.

Nathaniel Newlin, and *Thomas Rutter*, report, that they had waited on the Governor pursuant to Order, and informed him that the House was met according to their Adjournment; and that the Governor acquainted them that he had no new Matter to lay before the House.

Richard Hill, from the Committee appointed to inspect the Publick Accounts, informed the House, that they have inspected the same, and will be ready to report the State thereof To-morrow Morning.

The House proceeded to take into Consideration the Governor's Speech to this House the Fifteenth of the *Eighth Month*.

The said Speech was read, and the Address of this House in Answer thereto, and after some Debate thereon,

Resolved, N. C. D. That a Bill be brought in for continuing a friendly Correspondence with the *Indians*.

A Memorial of *Peter Evans*, Register-General of this Province, &c. was presented to the House, setting forth, that the Books, Records, and Papers, belonging to the said Office, are detained in the Hands of *Benjamin Mayne*, *William Watson*, and *Thomas Hayward*, who lately executed the said Office, and desiring that they may be compelled to deliver up the same, as the Law directs; the same was read, and ordered to lie on the Table.

Nicholas Waln, and *John Swift*, are appointed a Committee to inspect the Laws relating to a friendly Correspondence with the *Indians*, and the Manufacturers of this Province, and bring the original Rolls to the House this Afternoon; and then the House adjourned till Two a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

Thomas Stackhouse, returned a Member to serve in Assembly, appeared, subscribed the Declarations, &c. by Law prescribed, and took his Place in the House.

Resolved, N. C. D. That the House do immediately resolve into a Grand Committee, to take into Consideration the Bill for continuing a friendly Correspondence with the *Indians*, and that of the Manufactures of this Province.

And being resolved into a Grand Committee accordingly, after some Time spent therein, *Isaac Norris*, Chairman of the said Committee, reported, that they had made some Progress in the Consideration of the Bill for continuing a friendly Correspondence with the *Indians*, but had not gone thro' the same, and desired that they may have Leave to sit again.

Resolved, That this House will resolve itself into a Grand Committee To-morrow Morning, in order to proceed further on the said Bill, and that of the Manufactures of this Province; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The House, pursuant to Order, resolved itself into a Grand Committee of the whole House, to consider further of the Bill for continuing a friendly Correspondence with the *Indians*, and that of the Manufacturers of this Province; and, after some Time spent therein, the Speaker re-assumed the Chair, and *Isaac Norris*, Chairman of the said Committee, reported, that they had gone thro' the said Matters to them referred, and come to the several Resolutions following, *viz.*

That it is the Opinion of the Committee, that the Law for continuing a friendly Correspondence with the *Indians*, be revived for three Years, with some Amendments, which he delivered in at the Table.

And that the Law in force relating to Manufacturers, if duly put in Practice, will be effectual to prevent the Abuses in the Manufactory.

Which said Resolutions of the Committee, being severally read, the first of them was agreed to by the House, N. C. D.

The second of the said Resolutions being read, the Consideration of the same was further adjourned till the Afternoon; and then the House adjourned till Three a Clock in the Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The Question being put, Whether the House agrees with the Committee, that the Law in Force, relating to the Manufactory, is sufficient to prevent the Abuses in the same? *Resolved in the Affirmative.*

John Swift, and *John Blunston*, are appointed a Committee to prepare and bring in a Bill for continuing a friendly Correspondence with the *Indians*, as reported by the Committee of the whole House.

A Petition of *Thomas Fairman*, complaining of an Abuse in laying out a Road thro' his Ground, was read, and ordered to lie on the Table.

A Petition of divers Freeholders of the County of *Chester*, complaining of some undue Practices committed by the Officers of the City of *Philadelphia*, in fixing a Price on their Commodities, and abusing their Persons &c. was read, and ordered to lie on the Table.

A Petition of several Inhabitants of *Pennsylvania*, complaining of several Abuses, was read, and ordered to lie on the Table.

A Petition of *John Butler*, complaining of an Abuse committed by Order of the Two Weeks Court, was read, and ordered to lie on the Table; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

Richard Hill, from the Committee appointed to inspect the publick Accounts, brought in a State thereof, according to Order, which he delivered in at the Table.

Peter Evans, by Order of the House, attended, and delivered in at the Table, a Writing under the Hand of *Robert Asheton* (Prothonotary of the Common Pleas at *Philadelphia*) signifying, that there is no Bond concerning the Register General's Office in his Office, save that of the said *Peter Evans*, which the Justices ordered to be recorded in *June* last.

He also at the same Time delivered in a Certificate, under the Hand, and County Seal, of *Jeremiah Langhorn*, Prothonotary of *Bucks* County, to the same Purpose, with a Copy of the said *Peter Evans*' Bond, registered in his Office, pursuant to the Law of this Province.

Thomas Stackhouse has Leave to be absent till *Second Day* next.

Ordered, That the Speaker do issue out Summons to *Jeremiah Langhorn*, *Thomas Stevenson*, and *Robert Jones*, requiring their immediate Attendance on the Service of this House; and then the House adjourned till Two a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

Benjamin Mayne, according to Order, attended the House, and at the Table, produced his Commission from the Governor, under his Hand, and the Great Seal, dated the 28th of *July*, 1712, and recorded in the Rolls Office the 31st of *Fifth Month*, 1712.

And, upon Examination, confessed that he had not given any Security for the Discharge of his Office, being (as he said) not apprized of the Laws of this Province, which enjoin the Register-General to do the same, before he or his Deputies enter upon the Execution of their Office.

The Question being put, Whether any Person executing the Office of Register-General of this Province, without giving any Security as the Law Directs, is an Aggrievance, and of dangerous Consequence to the Rights and Safety of the Subject? *Resolved in the Affirmative*, N.C.D.

Resolved, That the Governor be addressed for the Removal of the said Aggrievance.

Ordered, That *David Lloyd*, and *Isaac Norris*, do draw up the said Address.

Edward Farmar has Leave to be absent To-morrow; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The Petition of *Thomas Fairman*, complaining of an Abuse in laying out a Road through his Ground, was read a second Time.

A motion being made, that the House do adjourn until the eleventh Instant? *Resolved in the Affirmative*.

A Motion being made, and the Question being put, that *English* Copper-money, for the Conveniency of Exchange, do pass, in small Payments, at the Rate of *Three Farthings* for a *Penny*, and *Three Half-pence* for *Two-pence*? *Resolved, in the Affirmative*, N.C.D.

Isaac Norris, from the Committee appointed to draw up an Address to the Governor concerning the Aggrievances relating to the Register-General's Office, presented to the House a Draught of the said Address accordingly, which he read in his Place, and delivered in at the Table; to which the House agreed, with some Amendments, *viz.*

To CHARLES GOOKIN Esq; Lieutenant-Governor of the Province of *Pennsylvania*, &c.

The ADDRESS of the Freemen of the said Province, in Assembly met.

Humbly sheweth,

THAT Complaint having been made to this House, that there are two several Persons at one and the same Time officiating as Register-General of this Province, which we, upon Examination, find to be true, and are of Opinion that it is injurious to the Queen's Subjects to be left at such Uncertainty, and be obliged, for better Security, to the extraordinary Charge of taking out Letters of Administration from both, as some have done.

That upon hearing of Peter Evans, and Benjamin Mayne, the two Persons pretending to the said Office, it appears to this House, that both have Commissions for executing the said Office of Register-General; the said Peter Evans from our Proprietary, William Penn, bearing Date the Twenty-first of June, 1712; and Benjamin Mayne from thyself, bearing the Date the Twenty-eighth of July, 1712. And it further appears, that the said Peter Evans hath given Security, and filed the same in the Prothonotary's Office as the Law of this Province directs, which the said Benjamin Mayne having failed to do, and yet retaining the Papers and Records belonging to the said Office, this House is of Opinion the same is become a further Grievance, and a plain Elusion of the Law.

Therefore it is the Opinion and Request of this House, that the said Papers and Writings, as also the Seal belonging to the said Office, be lodged in the Hands of the said Peter Evans, who, by the Security given as aforesaid, is obliged to redeliver the same, with all other Papers in his Custody, when ever it appears that another has a better Right to exercise the said Office.

Resolved, N. C. D. That the said Address be ingrossed, signed by the Speaker, and presented to the Governor by Richard Hill, Joseph Kirkbride, Nicholas Waln, and William Davis; and then the House adjourned till the eleventh Instant, at Two a Clock in the Afternoon.

THE House met, pursuant to the Adjournment, the Speaker assumed the Chair, and the Members being called, a Quorum appeared; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

Robert Jones, returned a Member to serve in Assembly, appeared, subscribed the Declarations, &c. by Law prescribed, and took his Place in the House.

The Members appointed to deliver to the Governor the Address of this House, concerning the Grievance relating to the Register General's Office, report, that they had delivered the said Address to the Governor accordingly.

The House proceeded to take into Consideration the State of the Publick Accounts, and also that Part of the Governor's Speech relating to the Deficiency of the Funds for Support of the Administration of the Government; and, after some Time spent therein,

Ordered, That the Committee, appointed to inspect the Publick Accounts, do prepare a particular Account of the Produce of the several Funds for Support of the Government, what Sums are received and expended, and the Arrears (if any) behind and unpaid, and bring the same to the House with all convenient Speed.

Ordered, That the Committee, appointed to prepare and bring in a Bill for continuing a friendly Correspondence with the *Indians*, do bring in the same To-morrow Morning; and then the House adjourned till Two a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

David Lloyd, and *Edward Farmar*, are appointed to wait on the Governor, to desire an Answer to the late Address of this House concerning the Register-General's Office; and also to know whether, by this Vessel now lately arrived from *England*, he had any Account of the Repeal of any of the Laws past by former Assemblies, or any Thing which he thought fit to lay before this House.

Then the House resolved into a Grand Committee of the whole House, to consider of the several Grievances complained of in the Petitions now lying before this House, and, after some Time spent therein, the Speaker re-assumed the Chair, and *John Swift*, Chairman of the said Committee, reported, that they had made some Progress in the Matters to them referred, and desired that they may have Leave to sit again.

Resolved, That the House do, To-morrow Morning, again resolve itself into a Committee of the whole House, further to proceed in the Consideration of the Grievances complained of to this House and then the house adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The House, according to Order, resolved itself into a Committee of the whole House, further to proceed in the Consideration of the Grievances complained of to this House; and after some Time spent therein, the Speaker re-assumed the Chair, and *John Swift*, Chairman of the said Committee, reported, that the said Committee had made some Progress in the Matters to them referred, and that they had come to a Resolution, *viz.* That it is the Opinion of this Committee, that a Bill be brought in for the better determining of Debts of *Forty Shillings*, and under, and that the said Committee desired Leave to sit again.

Resolved, That the House do again resolve itself into a Committee of the whole House this Afternoon, further to proceed in the Consideration of the Grievances complained of to this House; and then the House adjourned till Three a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The House, according to Order, resolved itself into a Committee of the whole House to proceed in the Consideration of the Grievances complained of to this House; and after a Considerable Time spent therein, the Speaker re-assumed the Chair, and *John Swift*, Chairman of the said Committee, reported, that having read and considered the Petition of divers Freeholders of the County of *Chester*, and also the Petition of several Inhabitants of *Pennsylvania*, complaining against the Ordinances made by the Corporation of the City of *Philadelphia*, relating to the setting a Price upon Provisions, &c. and the Charter and Ordinances of the said Corporation being also read, it is the Opinion of this Committee, that the said Ordinances are contrary to Law, and void of themselves.

The said Resolutions being read in the House, and the Question being put, whether the House agrees with the Committee in their aforesaid Reports?

Resolved, That before the House agrees thereto, the Mayor and Recorder (by themselves, and Council, if they please) be heard To-morrow Morning by the whole House, as to the Validity of the said Ordinances; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The House proceeded to take into Consideration the Report of the Committee of the whole House; and after a long Debate thereon.

Resolved, That the Mayor and Commonalty of *Philadelphia*, by themselves and Counsel, if they please, be heard, in respect of the Ordinances complained of, To-morrow Morning at Eleven a Clock, and that the Clerk deliver the Recorder of *Philadelphia* a Copy of this Resolve; and then the House adjourned till Three a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The Clerk of this House reports, that pursuant to Order he delivered to the Recorder of *Philadelphia* a Copy of the Resolve of the House this Morning, concerning the Ordinances of the City.

A Petition of some of the Inhabitants of the upper Part of the Province, and others of *Pennsylvania*, setting forth, that a Road, laid out, by Order of Authority, from *Reading's* Landing at *Delaware*, to the *Fourth-Street* of the City of *Philadelphia*, was obstructed, and desiring that the said Road may be cleared, was read; and a Debate arising thereupon.

Ordered, That *Toby Leech*, and *Thomas Stevenson*, do go to the Governor, and inspect the Entries in the Council-book concerning the said Road; who being returned, brought with them the original Return of the said Road, under the Hands of twelve Persons, who, by Order of the Governor and Council, has reviewed and laid out the same the Twenty-fourth of *November*, 1711, being entered in the Council-book, and confirmed the Eleventh of *January* following; which said Return being read,

Resolved, That an Address be presented to the Governor for the Clearing of the said Road, according to the Prayer of the said Petitioners.

The Petition of *Thomas Fairman*, complaining of an Abuse in laying out a Road through his Ground, was read a third Time:

Ordered, That the said *Thomas Fairman* do attend the House on *Seventh Day* Morning next, to make out his Petition, and that *Thomas Rutter* be desired to give him Notice to attend accordingly; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

An Address for clearing of the Road from *Reading's* Landing, at *Delaware*, to the *Fourth-Street* of the City of *Philadelphia*, was read, and agreed to, being as follows.

To CHARLES GOOKIN, Esq; Lieutenant-Governor of the Province of *Pennsylvania*, &c.

The ADDRESS of the Freemen of the said Province, in Assembly met.

Humbly sheweth,

THAT *several Inhabitants of this Province having, in their Petition to us, set forth, that a High-road, which, for the publick and general Benefit of the Province, was laid out from John Reading's Landing, at Delaware, to the Fourth-Street of the City of Philadelphia, is obstructed, so that they cannot enjoy the benefit thereof; and upon reading the original Return of the said Road (under the Hands of twelve Persons, who subscribed the same) it appearing that the said Road was reviewed and laid out by Order of the Governor and Council, entred in the Council-book, and confirmed the eleventh of the Month called January, 1711, as the Laws of this Province direct and appoint.*

We therefore humbly pray the Governor, that he would be pleased to issue such Order for the Clearing of the said Road, as to him shall seem agreeable to the Laws of this Province, and for the Benefit of the Publick.

Ordered, That the said Address be signed by the Speaker, and presented to the Governor by *Nicholas Waln*, and *Thomas Rutter*.

The said Members return and report, that they had delivered the said Address to the Governor, who informed them, that he would endeavour to get a Council together this Afternoon, in order to consider of the said Address, and other Matters now before him.

David Lloyd, and *Edward Farmar*, report, that they had waited on the Governor, pursuant to the Order of the House the 12th Instant, for an Answer to the Address of this House, concerning the Register-General's Office; and that the Governor was pleased to say, that he would deliver up the Books, Records and Papers, relating to the said Office, into the Hands of the Master of the Rolls, there to remain until an Order from the Proprietary, or his Lady, should direct them to *Peter Evans*, or any other Person.

The House proceeded to take into Consideration on the Report of the Committee of the whole House the 13th Instant, relating to the Ordinances made by the Corporation of the City of *Philadelphia*, concerning the setting a Price upon Provisions, &c. and, after a long Debate thereupon (the Mayor and Commonalty or their Counsel, not attending) the Question

being put, Whether the House agrees with the Committee in their said Report, That the said Ordinances made by the Corporation of the City of *Philadelphia*, are contrary to Law, and therefore Void? *Resolved in the Affirmative*; and then the House adjourned till Three a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

A Motion being made, and the Question put, that a Bill be brought in for the determining Debts under *Forty Shillings*? *Resolved in the Affirmative*, N. C. D.

Ordered that candles be brought in.

A Motion being made, and the Question put, that the Money be raised for discharging the Debts due to the Publick, and for answering the present Exigencies of the Government? *Resolved in the Affirmative*.

Resolved, That the House do, To-morrow Morning, proceed to consider of Ways and Means for raising Money for the Uses abovementioned; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The House proceeded to take into Consideration the Ways and Means for raising Money for discharging Debts due to the Publick, and answering the present Exigencies of the Government, and, after a long Debate thereupon, the further Consideration thereof was adjourned till *Third Day*, next Week, in the Forenoon; and then the House adjourned till *Second Day* next, at Three a Clock in the Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

A Petition of *Peter Evans*, Register-General of *Pennsylvania*, complaining that for want of the Records of the said Office, he is incapable of performing the Duties incumbent on him in respect of the said Office; was read, and ordered to lie on the Table.

A Petition of sundry Inhabitants of the City of *Philadelphia*, complaining that they are obliged to pay immoderate Stall-rents, and setting forth that the Free Wharffs of the City are incumbred, and want repairing; was read, and ordered to lie on the Table.

Resolved, That the House do immediately resolve itself into a Committee of the whole House, to consider of Ways and

Means of raising Money for discharging the Publick Debts, and answering the present Exigencies of Government, and also, to consider of several Grievances complained of to this House; and, after some Time spent therein, the Speaker re-assumed the Chair, and *John Swift*, Chairman of the said Committee, reported, that they had made some Progress in the Matters to them referred, and desired leave to sit again.

Resolved, That this House will, this Afternoon, resolve itself into a Committee of the whole House, further to proceed in the Consideration of Ways and Means of raising Money for discharging the Publick Debts, and answering the present Exigencies of Government, and also to consider the several Grievances complained of to this House; and then the House adjourned till Three a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The House according to Order resolved itself into a Committee of the whole House, further to proceed in the Consideration of Ways and Means of raising Money for discharging the publick Debts, and answering the present Exigencies of Government; and also to consider of several Grievances complained of to this House; and, after a long Time spent therein, the Speaker re-assumed the Chair, and *John Swift*, Chairman of the said Committee, reported, That having heard *Thomas Fairman* in relation to his Petition exhibited to this Assembly, and upon his Examination, it appearing that he had not made his regular Application to the Court of Judicature, it is the Opinion of the said Committee, that the Matters therein complained of are not cognizable by this House, and therefore that the Petitioner be referred to seek his Remedy in a Course of Law.

The said Report being read in the House, was agreed to by House, N. C. D.

He also reported, that the said Committee had come to a Resolution, which he read in his Place, and delivered in to the House, *viz.*

That for the raising Money to discharge the publick Debts, and answering the present Exigencies of Government, it is the Opinion of the said Committee, that the same be raised by an Impost.

The said Resolution of the Committee being read in the House, and the Question put, Whether the House agrees with the Committee in their said Report? *Resolved in the Affirmative*; and then the House adjourned till Nine a Clock Tomorrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The Petition of *Peter Evans*, Register-General of *Pennsylvania*, complaining, that for want of Records of the said Office he is incapable of performing the Duties incumbent on him, in respect of the said Office, was read a second Time;

Ordered, That *Joseph Kirkbride*, and *Thomas Stevenson*, do go to Mr. *James Logan*, and procure from him a Sight or Copy of a Letter, said to be sent him from the Proprietary, or his Lady, relating to the Register-General's Office.

A Petition of several Inhabitants of *Moyamensing*, *Passyunk*, and *Wicacoa*, desiring Liberty to build a Pound for securing of straying and trespassing Cattle, was read, and ordered to lie on the Table.

A Petition of several Inhabitants of *Radnor*, and other Towns in the County of *Chester*, and of the County of *Philadelphia*, desiring Liberty to have two Fairs yearly (*viz.* on the first of *May*, and the sixteenth of *October*) for Sale of their Cattle, and Commodities, was read, and ordered to lie on the Table.

Ordered, That *Robert Jones*, and *John Blunston*, do wait on the Governor, and desire to know of him, whether the Laws past by former Assemblies, in the Time of his Government, are sent to *England*; and whether he has any Account of their being approved or repealed there?

The said Members return, and report, that the Governor is not stirring.

A Motion being made, that it is proper to settle what Sum shall be necessary for discharging the Publick Debts, and answering the present Exigencies of Government.

The Question being put, that the Sum of *Six Hundred Pounds* be raised for the Purposes above mentioned? *Resolved in the Affirmative.*

Resolved, That this House do immediately resolve itself into a Committee of the whole House, further to proceed in the Consideration of the most proper Methods of levying the said Sum of *Six Hundred Pounds* by way of Impost as aforesaid, as also to consider of the several Petitions and Grievances complained of to this House; and, after a very long Debate thereon, the Speaker re-assumed the Chair, and *Joseph Kirkbride*, Chairman of the said Committee, reported, that they had considered of the Matters to them referred, and have come to several Resolutions, which he read in his Place, and delivered in at the Table, *viz.* That it is the Opinion of this Committee, that an Impost of *Twenty-five Shillings per Pipe* be laid on all Wine imported into this Province; that *Two-*

pence per Gallon be laid on all Rum, Brandy and other Spirits, imported as aforesaid; that *Three Shillings per Barrel* be laid on all Cyder imported, the Lower Counties and *Jersey* excepted; and that *Three-pence per Pound* be laid on all Hops imported. And also, that it is the Opinion of the said Committee, that the Inhabitants of *Moyamensing, Passyunk,* and *Wicacoa*, have Liberty to bring in a Bill for erecting a Pound, according to the Prayer of their Petition; which said Report being read in the House the further Consideration thereof was adjourned till To-morrow Morning.

Joseph Kirkbride, and *Thomas Stevenson* brought from *James Logan* an Extract of three Letters from the Proprietary's Lady, signifying that the Proprietary had commissioned *Peter Evans* to be Register-General of *Pennsylvania*, and lamenting his being so unkindly treated, &c. and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

Jeremiah Langhorn, elected and returned to serve in Assembly for the County of *Bucks*, appeared, and refused to take the Qualification, prescribed by the Law of this Province, alleging several Reasons for such his Refusal.

The said *Jeremiah Langhorn* being withdrawn, and the Question put, whether the Excuses made by the said *Jeremiah Langhorn* be accepted or not? *Resolved in the Negative.*

Resolved, That the said *Jeremiah Langhorn*, for his said Offence, do forfeit the Sum of *Five Pounds*, to be recovered and paid as the Act for ascertaining the Number of Members of Assembly, and to regulate Elections, does appoint.

Resolved, That the Speaker issue his Order, directing the Secretary to issue a Writ to the Sheriff of the County of *Bucks*, for electing a new Member in the Room of the said *Jeremiah Langhorn*, refusing to serve in Assembly as aforesaid.

Resolved, That the Speaker to send his Order to *Thomas Stackhouse* (who has been absent for several Days) commanding his immediate Attendance on the Service of this House.

The Report of the Committee of the whole House, Yesterday, for laying an Impost upon Wine, Rum, Brandy, Spirits, Cyder and Hops, being read in the House, and the Question being put, that a Duty or Impost of *Twenty-five Shillings* a Pipe, and so proportionably on lesser Casks, be laid on all Wine imported into this Province? *Resolved in the Affirmative.*

The Question being put, that a Duty or Impost of *Two-pence per Gallon* be laid on all Rum, Brandy, and Spirits, to

be imported into this Province? *Resolved in the Affirmative.*

The Question being put, that a Duty or Impost of *Three Shillings per Barrel* be laid on all Cyder imported into this Province, except from *Jersey* and the Lower Counties? *Resolved in the Affirmative.*

The Question being put, that a Duty or Impost of *Three-pence per Pound* be laid on all Hops imported into this Province? *Resolved in the Affirmative.*

The Question being put, that the Inhabitants of *Moyamensing, Passyunk, and Wicacoa*, have Liberty to bring in a Bill for erecting a Pound according to the Prayer of their Petitioners? *Resolved in the Affirmative.*

David Lloyd is appointed to acquaint some of the Petitioners with the Resolve last abovementioned; and then the House adjourned till Three a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

A petition of several Inhabitants of *Pennsylvania*, desiring that the Millers may insert in their Receipts the Weight *per Bushel* of the Wheat they receive; was read, and ordered to lie on the Table.

David Lloyd, Edward Farmar, Joseph Kirkbride, and John Blumston, are ordered to wait on the Governor, and produce to him the Extract of the Letters received by *James Logan* from the Proprietary's Lady, concerning the Register-General; and also to desire to know of him, whether the Laws, passed in former Assemblies during his Government, are sent to *England*; and whether he has any Account of their being approved or repealed there?

The said Members return, and report, that they had waited on the Governor, and delivered their Message according to Order; and that he answered them, that he depended on the Master of the Rolls and the late Speaker to send the Laws to *England*, and knew not whether they had been sent or not: And as to that Part relating to the Register-General, the Governor expressed his Willingness to deliver the Books, Papers and Records, of the Register-General's Office, into the Hands of the Speaker of this Assembly; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The House took into Consideration that Part of the Answer brought Yesterday from the Governor, about delivering up the Books, Records and Papers, relating to the Register-General's

Office, into the Hands of the Speaker of this Assembly: And upon a long Debate of the Matter,

Resolved, That it is the Opinion of this House, that the Books, Records and Papers, relating to the Register-General's Office, be delivered up by *Benjamin Mayne* (who lately acted as Register-General) into the Hands of *Peter Evans*, who has given Security for the due Execution of the said Office as the Law directs.

Ordered, That *Joseph Kirkbride*, and *Nicholas Waln*, do wait on the Governor, and desire him to give Directions to the said *Benjamin Mayne* to comply with the said Resolve of this House with all convenient Speed.

The Petition of several Freeholders and Inhabitants of the County of *Philadelphia*, complaining against *Richard Walker*, the Coroner, for an undue Return of the Election of Sheriff of *Philadelphia*, the first of *October* last past; was read, and ordered to lie on the Table.

The Petition of *William Dewes*, of *Germantown*, complaining of an Oppression by the six Weeks Court; was read, and ordered to lie on the Table.

Nicholas Waln and *Joseph Kirkbride* return, and report, that they had delivered their Message to the Governor, according to Order; who returned Answer, that if this House will issue an Order to *Benjamin Mayne* to deliver the aforementioned Books, Records and Papers, to *Peter Evans*, he will assent to it.

Resolved, That the Speaker do forthwith issue an Order accordingly; which was done, and is as follows.

TO BENJAMIN MAYNE.

THESE are to require thee (with the Assent of the Governor) to deliver all the Books, Papers, Records and Seal, belonging to the Register-General's Office, unto *Peter Evans*, who has given Security for the due Execution of the said Office, according to the Laws of this Province, Dated this Twenty-second Day of the Eleventh Month, 1713.

By Order of the House,

JOSEPH GROWDON, Speaker.

Ordered, That *Nicholas Waln*, and *Joseph Kirkbride*, do deliver the said Order to *Benjamin Mayne* immediately; and then the House adjourned till Three a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

A Motion being made, that a Bill be brought in for laying aside the Six-weeks Court, as rather being burthensome than answering the Ends proposed: After a long Debate thereon, the Question being put, that a Bill be brought in accordingly; and that no Process shall be returnable but to the Quarterly Court; nor Judgments given but there; nor any Rules for Pleading, but at certain Days prefixed in the Bill: and that the Declaration upon a Summons shall not be filed in the Office but at the Return Day; and that if any Freeholder shall happen to be arrested, contrary to the true Intent of the Law of this Province, upon shewing the same to the Court, the Court, *ex Ossicio*, may abate the Writ and allow the Costs? *Resolved in the Affirmative*, N. C. D. And then the House adjourned till Eight a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The Petition of several Freeholders and Inhabitants of the County of *Philadelphia*, complaining of an undue Election of Sheriff of the said County, the first of *October* last, was read a second Time.

The Question being put, that the Petitioners have Leave to bring in a Bill for regulating the Election of Sheriffs? *Resolved in the Affirmative*.

The Petition of several Inhabitants of *Pennsylvania*, desiring that the Millers may insert in their Receipts the Weight *per* Bushel of the Wheat they receive; was read a second Time; and the Question being put, that the Petitioners have Leave to bring in a Bill according to the Prayer of their Petition? *Resolved in the Affirmative*.

Ordered, That the Minutes of this Assembly, made during the whole Session, be read (by the Clerk) in the House; which was done accordingly.

Peter Evans attended, and acquainted the House, that *Benjamin* Mayne had delivered to him a Trunk, which, he said, contained all the Books, Papers and Records, and the Seal of the Register-General's Office; but refused to deliver them up by Indenture or Schedule, alledging that he had not received them in that Manner.

Richard Hill, and *John Swift*, are desired to inspect the said Books, Papers and Records, and, with the Assistance of the Clerk, make a Schedule of them.

The Question being put, that a Bill be brought into repeal the Ordinances made by the Mayor and Commonalty of *Philadelphia*, for setting a Price on Provisions, &c. and for

preventing such Exorbitances for the Future? *Resolved in the Affirmative.*

A Motion being made, and the Question put, that a Bill be brought in, requiring that all Fines, Forfeitures and Perquisites, belonging to the Governor or Government, shall be paid into the Hands of the Provincial Treasurer for the Time being? *Resolved in the Affirmative, N. C. D.*

David Lloyd is appointed to prepare Draughts of the several Bills following, *viz.*

For the better determining Debts under *Forty Shillings*; for laying an Impost on Wine, Rum, Brandy, &c. for laying aside the Six-weeks Court; for repealing the City Ordinances; and that all Fines, Forfeitures and Perquisites, be paid to the Provincial Treasurer.

A Motion being made, that the Minutes of this House be published in the Coffee-house:

Resolved, That the Clerk do prepare a Copy of the same, to be first perused, compared with the Journal of the House, and signed by the Speaker.

Nicholas Fairlamb, and *Matthias Keen*, are appointed to wait on the Governor, and acquaint him, that the House having come to some Resolutions, and ordered several Bills to be brought in, are in the mean Time (with his Concurrence) inclined to adjourn till the Eighth of next Month; who being returned, report, that they could not meet with the Governor.

The said Members are desired to wait on him again, and if they cannot find him, to leave the said Message with the Secretary; and then the House adjourned till the Eighth of the *Twelfth Month*, at Three a Clock in the Afternoon.

THE several Members of Assembly herein after named met this Day according to Adjournment of the Twenty-third of last Month, *viz.* *Joseph Growdon*, Esq; Speaker, *Robert Jones*, *Toby Leech*, *John Roberts*, *Thomas Rutter*, *Nicholas Waln*, *Matthias Keen*, *John Warner*, *Isaac Norris*, *Richard Hill*, *William Davis*, *Richard Hayes*, *John Blunston*, *John Swift*, and *Thomas Stackhouse*; and then adjourned till Nine a Clock To-morrow Morning.

The several Members of Assembly hereinafter named met this Day according to Adjournment, *viz.* *Edward Farmer*, *Toby Leech*, *John Roberts*, *Nicholas Waln*, *Thomas Rutter*, *Matthias Keen*, *John Warner*, *William Davis*, *Nathaniel Newlin*, *William Brainton*, *John Blunston*, *John Swift*, *Thomas Stevenson*, *Thomas Stackhouse*, *John Sotcher*, and *Richard Hill*;—besides the Speaker, and *Isaac Norris*, in Town.—Who being informed, that the Governor was out of Town, and that the

Extremity of Weather, and Sickness of some Members, hindered several from coming to Town. Adjournment until the Fifteenth Instant, at Three a Clock in the Afternoon.

T H E several Members of Assembly hereinafter named, met this Day according to Adjournment, *viz. Edward Farmer, Toby Leech, John Roberts, Nicholas Waln, Thomas Rutter, Matthias Keen, John Warner, Robert Jones, David Lloyd, William Davis, Nathaniel Newlin, Richard Hayes, William Brainton, John Blunston, John Swift, John Sotcher, Joseph Kirkbride, Isaac Norris, and Richard Hill*;——besides the Speaker in Town; and then adjourned till Nine a Clock To-morrow Morning.

The Representatives met, and being a Quorum, the Speaker assumed the Chair.

Edward Farmer, and John Swift, are appointed to wait on the Governor, and acquaint him, that by Reason of the Extremity of Weather, and Indisposition of several Members, they could not make a House on the Day of their last Adjournment (*viz. the Eighth Instant*) that they had agreed to meet this Day, and are a House, and ready to proceed to Business, and desire to know whether he has any Thing further to lay before them? The said Members return and report, that they had delivered their Message to the Governor according to Order, who returned Answer, that he could not take Notice of them as a House.

A Petition of the *Swedish* Inhabitants of this Province was read, and ordered to lie on the Table.

The House proceeded to take into Consideration the Governor's Answer to the Message sent him by the House; and, after a long Debate thereon,

Resolved, That *Joseph Kirkbride, and Toby Leech*, do wait on the Governor, and acquaint him, that there is a full Number of the Members now assembled together, and since he does not think fit to take Notice of them as a House, they are inclined to adjourn till the First of *May* next, unless the Governor shall think fit to call them together sooner; and then the House adjourned till Four a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

Joseph Kirkbride, and Toby Leech, report, that they had delivered the Message of this House according to Order, and that the Governor answered, he could not take any Notice of them as a House, and that he would consult his Council, and Lawyers, what was proper to be done, whether for calling the present Members, or a new Assembly.

The House proceeded to take into Consideration the Governor's Answer to their said Message; and, after some Debate thereon,

Resolved, That an Address be drawn up, and presented to the Governor, in Reply to the Governor's said Answer.

Ordered, That *David Lloyd, John Swift, John Blumston, Robert Jones, Joseph Kirkbride, and John Roberts*, do prepare and draw up the said Address, and bring the same to the House To-morrow Morning; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

David Lloyd (from the Committee) brought in the Draught of an Address to the Governor, pursuant to Order, which was read, and delivered in at the Table.

The said Address being again read, by Paragraphs, was agreed to by the House, with a small Amendment, being as followeth.

To CHARLES GOOKIN, Esq; Lieutenant-Governor
of the Province of Pennsylvania, &c.

WE the Representatives of the Freemen of the said Province, in Assembly met, the Seventeenth Day of February, 1713, being much concerned, that the Governor should be prevailed upon to insist, that we are not a House, because eighteen of us did not meet on the Eighth Instant, do earnestly desire that the Governor would be pleased to be informed, that it was not any wilful Neglect, or Slackness of Duty to serve the Publick, that was the Cause of so small an Appearance that Day; but Sickness, and Extremity of Weather, rendered it impossible for divers of us to comply with that Adjournment.

Nevertheless fifteen met that Day, and eighteen the next, and would have waited on the Governor to know his Pleasure, concerning their next Meeting, but the Governor not being in Town, the Members then present, being a Majority of the Whole, agreed to come together at this Time, as was lawful for them to do, and hath been formerly done upon such Emergency; and we hope the Governor will not be offended with us for being of this Opinion, when he fully considers the Constitution and Nature of the Legislative Authority of this Province.

We desire the Governor to take Notice, that the royal Charter gave our Proprietary, and his Deputies, Power to enact Laws, by and with the Advice and Assent of the Freemen of this Province, or the greater Part of them, or of their

Delegates; whom, for the Enacting of the said Laws, when and as often as Need should require, the Proprietary, and his Heirs, should assemble, in such Sort and Manner as to him and them should seem best.

Now by this Clause the Law of Majority is absolutely settled, as is usual in all such Assemblies; and, pursuant to the said Power, we find, the Proprietary and Freemen have constituted a standing annual Assembly, to be chosen at a certain Day, requiring their Attendance under certain Penalties, allowing them divers Privileges in particular, besides all the Privileges of Assemblies in the Queen's Dominions in general.

We know it is objected, that unless Two Thirds of the whole Number of Representatives meet on the Day of Adjournment, there can be no House, which we can in no wise allow: Because by the Law which requires Two Thirds to make an Assembly, it has been generally understood, that a lesser Number could not act legislatively; but never doubted till of late, that such as met were a House to adjourn from Day to Day till they had a Quorum; and to admit of another Construction, would render the Powers of the said royal Grant, as well as our Laws, in that Point, very ineffectual, and make the Act of God the Instrument of doing that great Wrong to the Powers of Assembly, contrary to the known Maxim and Principle of Law.

Therefore we desire that the Governor may duly consider the Premises, and join with us in Legislation, and not suffer the Insinuations of any to frustrate our good Purposes to serve the Governor in particular, and the Country in general.

By Order of the House,

JOSEPH GROWDON, Speaker.

Ordered, That the said Address be ingrossed, signed by the Speaker, and presented to the Governor by William Davis, and Thomas Stackhouse, immediately.

The said Members return and report, that the Governor was at Dinner.

Ordered, That they present the said Address to the Governor, after he has dined, and bring his Answer this Afternoon to the House; and then the House adjourned till Three a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called a Quorum appeared.

The Members appointed to deliver the Address of the House to the Governor, report, that they had waited on the Governor,

and offered to present unto him the said Address, according to Order, but that the Governor refused to touch, or receive the same, saying, they were an unlawful Assembly, and bid them be gone about their Business, otherwise he would order the Sheriff and Constables to send them going.

Ordered, That a Copy of the said Address be published in the Coffee-house.

A Motion being made, and the Question put, That a Copy of the Proceedings of this Assembly be published in the Coffee-house? *Resolved in the Affirmative*.

Ordered, That the said Copy be made by the Clerk of this House, perused and signed by the Speaker.

<i>Resolved</i> , That an Order be drawn upon the Provincial Treasurer, and signed by the Speaker, for paying unto <i>Richard Hill</i> , the Sum of <i>Eight Pounds</i> , for the Service of the Clerk of Assembly this Session,	}	£ 8 0 0
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Also for <i>Three Pounds, Four Shillings</i> , and <i>Six-pence</i> , due to <i>Nicholas Rosogan</i> , for Twenty-four Days Attendance as Door-keeper, and for Candles to this Assembly,	}	3 4 6
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More, for Money by the said <i>Richard Hill</i> disbursed on Account of a former Assembly,	}	2 0 0
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More, for so much due to the above-named <i>Nicholas Rosogan</i> , as, by a former Order, drawn on the Treasurer the Twentieth of the <i>Fifth Month</i> , 1711, and yet remaining unpaid, appears,	}	1 12 6
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£14 17 0

In all *Fourteen Pounds, Seventeen Shillings*,

Resolved, That in case the Treasurer refuse to pay the said Sums of Money, the same shall be esteemed as a Debt on the Publick; and then the House adjourned till the seventeenth Day of the *Third Month* next, at Three a Clock in the Afternoon.

THE House met, pursuant to their last Adjournment, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

Ordered, That *Nathaniel Newlin*, and *Thomas Rutter*, do wait on the Governor to know whether he hath any Thing to lay before this House.

The said Members return and report, that the Governor is not in Town.

The Question being put, that this House do adjourn until the Second of the *Sixth Month* next? *It passed in the Affirmative*; and accordingly the House adjourned unto the Second of the *Sixth Month* next, at Three a Clock in the Afternoon.

THE several Members here-under-named met this Day, pursuant to their last Adjournment, *viz. Toby Leech, William Davis, John Swift, John Roberts, John Warner, Nicholas Waln, and Thomas Stackhouse*;—besides the Speaker in Town.

— Who considering the Governor has summoned all the Representatives to meet To-morrow, agreed to adjourn till that Time. Adjourned, &c.

The House met pursuant to the Summons of the Governor, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

A Message being sent to the Governor by *Nathaniel Newlin*, and *Joseph Kirkbride*, that this House is met in Obedience to his Summons, and desire to know whether he has any Thing to lay before them? The said Members return, and report, that they had waited on the Governor; who acquainted them, he had ordered his Council to meet To-morrow Morning, and that then he would order this House to attend him; and then the House adjourned till Ten a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called a Quorum appeared.

A Message from the Governor (by *Robert Asheton*) directing the House to wait on him immediately.

Resolved, That the House do immediately attend the Governor.

And the Speaker, with the whole House, went to wait on the Governor accordingly.

And being returned, the Speaker reports, that the Governor informed him, that he had received from the Lords Commissioners of the Plantations, a List of several Laws of this Province, which have been approved, and others repealed by her Majesty; and left it to the Consideration of the House, to take such Measures as they thought proper on that Account. And further recommended to the House to proceed in the Business which was depending before them.

The Speaker also reports, that he received from the Governor several Papers, Copies whereof are here under, *viz.*

At the Court at St. James's, the 20th of February, 1713.

P R E S E N T

The QUEEN'S most excellent Majesty in Council.

UPON reading this Day at the Board, a Representation

from the Lords Commissioners for Trade and Plantations, setting forth, That having received from *Willam Penn*, Esq; Proprietary of her Majesty's Province of *Pennsylvania*, a Collection of Laws, under the Seal of that Province, passed there in the Years 1708, 1709, 1710, 1711, and 1712; and having considered the same, and received the Opinion of her Majesty's Solicitor General thereupon, in Point of Law, who has made Objections against the Confirming several of them here under named, as unfit for her Majesty's royal Approbation, wherein also the said Lords Commissioners do also concur with him, and humbly offer that her Majesty will be pleased to signify her Disallowance of the same, *viz.*

An Act for ascertaining the Rates of Money for Payment of Debts, and preventing Exactions in Contracts and Bargains made before the First of May, 1709, and passed in Pennsylvania, October, 14, 1708.

An Act for establishing Courts of Judicature, passed in February, 1710.

An Act for regulating and establishing Fees.

An Act for acknowledging and recording of Deeds.

An Act directing an Affirmation to such who cannot, for Conscience Sake, take an Oath.

An Act of Privileges to a Freeman.

An Act against riotous Sports, Plays and Games.

An Act for Priority of Payment of Debts to the Inhabitants of this Province.

An Act for regulating Party Walls and Buildings in Philadelphia.

An Act for laying a Duty on Negroes, Wine, Rum and other Spirits, Cyder and Vessels.

An Act confirming Patents and Grants, 1711.

An Act for better Government of the City of Philadelphia.

An Act for empowering religious Societies to buy, hold and enjoy Lands, Tenements and Hereditaments.

A Supplementary Act to a Law about the Manner of giving Evidence.

An Act to prevent the Importation of Negroes and Indians into this Province.

A Supplementary Act to an Act, intituled, an Impost Act, laying a Duty on Negroes, Rum, Wine, Spirits, Cyder and Vessels, and appropriating certain Sums of Money arising by the same, and other publick Stock of this Province.

Her Majesty taking the same into Consideration, is pleased (with the Advice of her Privy Council) pursuant to the Powers reserved to her Majesty, by the Letters Patents under

the Great Seal of *England*, to the said *William Penn*, to declare her Disallowance and Disapprobation of the said several Laws; and according to her Majesty's Pleasure thereupon, the same are hereby repealed, declared void, and of none Effect: And it is further ordered by her Majesty, that the Deputy-Governor, Council and Assembly, of *Pennsylvania*, be, and they are hereby strictly enjoined and required not to permit the said Laws, or any Part of them, to be from henceforward put in Execution; but that they forthwith declare the same to be null and void, to all Intents and Purposes, as they will answer the Contrary.

JOHN POVEY.

At the Court at St. James's the 20th of February, 1713.

P R E S E N T

The QUEEN'S most excellent Majesty,

Lord Chancellor,
Lord Treasurer,
Lord President,
Lord Privy Seal,
Duke of Beaufort,
Duke of Argyle,
Duke of Athol,
Lord Steward,
Earl of Northampton,
Earl of Clarendon,
Earl of Anglesea,
Earl of Rochester,
Earl of Abington,
Earl of Marr,
Earl of Orkney,
Earl of Islay,
Earl of Ferrers,
Earl of Portmore,
Lord Viscount Bolingbroke,
Lord North and Grey,
Lord Berkley,
Mr. Comptroller,
Mr. Secretary Bromley,
Lord Chief Justice Parker,
Lord Chief Justice Trevor,
Mr. Chancellor of the Exchequer,
Sir Charles Hedges.

UPON reading this Day at the Board, a Representation from the Commissioners of Trade and Plantations, setting

forth, That having received from *William Penn, Esq*; Proprietary of her Majesty's Province of *Pennsylvania*, a Collection of Laws, under the Seal of that Province, passed there in 1708, 1709, 1710, 1711, and 1712, and, amongst others, the several here under written, which they having perused and considered have no Objection against them; so that in case her Majesty doth not see Cause within six Months to repeal any of them, they will remain in full Force, pursuant to the Charter of Property, granted to the said *William Penn, viz.*

An Act for the better enabling of divers Inhabitants of the Province of Pennsylvania, to hold and enjoy Lands, Tenements and Plantations, in the same Province; passed the 29th of September, 1709.

An Act that no Publick-house or Inn within this Province be kept without Licence; passed 1710.

An Act to prevent Disputes which may hereafter arise about the Dates of Conveyances, and other Instruments and Writings.

An Act for the better improving a good Correspondence with the Indians. (Expired the 28th of February, 1713.)

An Act empowering Commissioners to compel the collecting of all Arrearages of former Taxes. (Expired.)

An Act for raising a Supply of Two-pence per Pound, and Eight Shillings per Head. (Expired.)

An Act for raising Two Thousand Pounds for the Queen's Use, by a Tax of Five-pence Halfpenny per Pound, and Twenty Shillings per Head; passed August 10, 1711.

ACTS passed 1712.

An Act for better ascertaining the Publick Debts, and collecting the Arrears of County Levies.

An Act for raising Money on the Inhabitants of the City of Philadelphia, for the publick Use and Benefit thereof.

An Act concerning the Register-General's Office.

An Act for establishing the Lower Ferry on the River Schuylkill.

An Act for establishing and regulating of Ferries over Delaware River, and Neshaminy Creek.

An Act for the further Security of the Administration of the Government.

Her Majesty taking the same into Consideration, is pleased, with the Advice of her Privy Council, pursuant to the Powers reserved to her Majesty, by the Letters Patents under the Great Seal of *England* to the said *William Penn*, to declare her Approbation of the same; and, according to her Majesty's royal Pleasure thereupon expressed, the said Laws are hereby confirmed, finally enacted and ratified; whereof the Deputy

Governor, Council and Assembly of the said Province are to take Notice, and to cause them to be effectually observed, and put in Execution accordingly.

EDWARD SOUTHWELL.

Whitehall, March 19, 1713-14.

SIR,

MR. *Penn* having laid before her Majesty, a Collection of some Laws of *Pennsylvania*, passed there in the Years 1708, 1709, 1710, 1711, and 1712; her Majesty has been pleased, by her Orders in Council, of the 20th of *February* last, to repeal several of the said Laws, and to confirm others; we send you here inclosed, her Majesty's said Orders, that you may cause them to be published in your Government, and observed there; and that you may be informed of the Reasons for repealing the said Laws, we send you here inclosed, a Copy of Mr. Solicitor-General's Report upon that Matter; and are

Your very loving Friends,

To Capt. Gookin

GUILFORD,
Philip Meadows,
Robert Monckton,
Samuel Pytts.

Ordered, That *Nicholas Waln*, and *Nicholas Fairlamb*, do wait on the Governor, to desire a Copy of the Solicitor-General's Report, and Reasons for Repeal of the Laws in the preceeding Letter mentioned.

The said Members return, and report, that the Governor informed them, he had not received the said Report of the Solicitor-General, or his Reasons aforementioned.

Robert Asheton, brought to the House from the Governor the following Paper, *viz.*

GENTLEMEN,

"I HAVE lately received from the Lords Commissioners for Trade and Plantations, as well the Confirmation as Disallowance of several of our Laws, which according to her Majesty's Command, I have made publick, I lay the Letter and Orders before you, and recommend the State of the Province, at this Juncture, to your Consideration.

You will find in the Lords Commissioners Letter Mention made of the Solicitor-General's Reasons for the Repeal of some of the Laws; but they are not yet come to my Hands.

I have only to add, that the Year being almost expired, you will give some Dispatch to those Affairs I laid before you at your first Sitting."

And then the House adjourned till Four a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The House proceeded to take into Consideration what is fit by them to be done in relation to the Laws repealed by her Majesty, and also in respect to the Dispatch of the Business depending in this House, and after a long Debate of the same, the further Consideration thereof was adjourned till To-morrow Morning. Adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The House resumed the Consideration of what may be fit to be done in relation to the Laws repealed by the Queen; and also to the Dispatch of the Business depending in this House.

Ordered, That the Ordinance made by the Governor for holding Courts of Judicature be laid before this House: The said Ordinance was read; and then the House adjourned till Three a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

Ordered, That an Address be presented to the Governor, setting forth the Difficulties this Country now labours under by the late Repeal of several Laws of this Province by her Majesty, in respect to the holding of Courts, and an Affirmation, which seems at this Time necessary for the Dispatch of Business; and also in respect of the Ordinance lately published by the Governor;

Ordered, That *David Lloyd*, and *Isaac Norris*, do prepare and draw up the said Address, and bring the same to this House To-morrow Morning.

A Petition of *Andrew Bradford*, setting forth, that, by Order of the Governor and Assembly, he has printed the Laws of this Province; that the Repeal of several Laws by her Majesty, has put a Stop to the Sale of them; and desiring to be relieved by this House; was read, and ordered to lie on the Table.

Ordered, That *Joseph Kirkbride*, and *John Swift*, do get an Account from *Richard Hill* what Agreement he and the rest of the Committee made with *Andrew Bradford* about printing the Laws of this Province, and bring the same to the House immediately.

The said Members return, and report, that the Committee, for printing the Laws, had agreed to pay the Printer *Thirty Pounds* for Fifty bound Books of the said Laws; and *Six Pounds, Seven Shillings, and Six-pence*, to *David Lloyd*, for his written Copy of the same.

Ordered, That the said printed Books be brought to this House To-morrow Morning by *Nicholas Rosogan*, Door-keeper of this House; and then the House adjourned till Seven a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

David Lloyd, and *Isaac Norris*, brought in the Draught of an Address to the Governor, which was read, and, with some small Amendments, agreed to by the House as follows.

To CHARLES GOOKIN, Esq; Lieutenant-Governor of the Province of *Pennsylvania*, &c.

The ADDRESS of the Representatives of the Freemen of the said Province, in General Assembly met, the sixth Day of *August*, 1714.

May it please the Governor,

WE are obliged in Duty to acknowledge thy Care and Diligence in signifying to us the Queen's Pleasure concerning our Laws; And now having maturely considered the Difficulties which the Repeal (laid before us) will bring upon the People, we find there is a Necessity of preparing certain Bills, in order to be passed into Laws for their Relief under the present Exigency; but for want of the Solicitor-General's Report, and Reasons of the said Repeal, we cannot at present enter upon those Bills, lest we re-enacted what our gracious Sovereign has thought fit to disallow, or fall short in making such Provisions for the Ease and Utility of her Subjects, as in her great Condescension she may be willing to grant; we hope the said Reasons may shortly come to the Governor's Hands; and if it happens before the next Election, we shall be willing to do what is proper on our Parts. In the mean Time the Course of Justice may not meet with an entire Stop (as we conceive) because the Connusance of Pleas and other necessary Powers are so amply and effectually granted to the Justices of the respective Courts by their present Commissions, and so well warranted by Law and the royal Charter for this Province, that the Repeal of the late Laws of Courts does not vacate them.

Now forasmuch as the Ordinance lately made for erecting of Courts, if put in Execution, may prove offensive to the

Queen, in that it seems to re-inforce the Substance of the said repealed Bill of Courts, adding likewise some Powers to the Six-weeks Court, which may be as prejudicial to the People in general, as these Courts have been to the Inhabitants of the City and County of Philadelphia, and not only so, but it brings the Governor under a Necessity to put the Province to the inconveniency of new Commissions to the Magistrates in every County, who for the most Part being of the People called Quakers, to act by those new Commissions, without the Help of a Law, which we think may not be decent or prudent to proceed upon, till we know the Queen's further Pleasure therein.

Therefore, may it please the Governor to wave the said Ordinance, and issue forth such a Declaration, or other publick Instrument, as may direct the approaching Courts to be held at the usual Days, Times and Places, and to continue the Pleas and Process then depending before them till the succeeding Courts, and to make all Process returnable accordingly; before which Time we hope that this or the next Assembly may be furnished with the Solicitor-General's Opinion, which will be an Encouragement as well to proceed to the Business formerly before this House, which also is now recommended by the Governor's Speech, as to answer the Governor's just Expectations, and establish the People in their Rights and Liberties.

Ordered, That the said Address be ingrossed, signed by the Speaker, and presented to the Governor, by Edward Farmar, and Thomas Stevenson.

The said Members return, and report, that they had delivered the said Address to the Governor, according to Order; and then the House adjourned till Three a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

Resolved, That the Speaker issue his Order unto Richard Hill, to pay unto Andrew Bradford, Printer, Thirty Pounds, for Fifty bound Volumes of the Laws of this Province, and that the same be allowed him out of the Fifty Pounds issued to him for printing the said Laws, by order of Assembly, the Seventh of the Fourth Month, 1712.

£ 30 0 0

Carried over

£ 30 0 0

Brought over £ 30 0 0

Also that he issue the like Order, to pay }
David Lloyd, Six Pounds, Seven Shillings, and }
Six-pence, for his written Copy of the said } 6 7 6
Laws, to be allowed as above, }

£ 36 7 6

Both which said Orders were issued by the Speaker accordingly.

The said Fifty printed bound Books of the Laws of this Province were brought to the House; and, upon the Question put, were ordered to be distributed as follows, *viz.*

That the Honourable Governor have one of said Books,....1
 The Council-board one,1
 The Commissioners of Property one,1
 Each Court of Justice one,4
Richard Hill, David Lloyd, Isaac Norris, and Joseph Grow-
don, each one,4
 Each Grand Jury one,4
 Each County, and the City of *Philadelphia*, seven,28
Caleb Pusey, Samuel Preston, Joseph Kirkbride, John
Swift, and William Davis, being the Committee for print-
ing the said Laws, each one,5
 And for the Use of the Assembly for the Time being,2

50

Ordered, That the Speaker cause the said Books to be delivered accordingly; and then the House adjourned till Eight a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

Thomas Stevenson, and Nathaniel Newlin, having been sent on a Message to the Governor, that the House desires to know whether he has any Thing to lay before them, in answer to their Address; and that otherwise, it being the latter End of the Week, the House is inclined to adjourn for some Time; the said Members return, and report, that they had delivered their Message to the Governor; that he had failed of getting his Council together last Night, and would in Half an Hour give the House his Answer to their said Address.

Ordered, That the printed Books of the Laws of this Province, as allowed Yesterday, be delivered to the Persons following, *viz.*

For the City of *Philadelphia*, and for the Grand Jury and Court of Justice there; to *Isaac Norris*, nine.

For the County of *Philadelphia*; to *Joseph Growdon*, nine.

For the County of *Bucks*; to *Joseph Kirkbride*, and *Thomas Stackhouse*, nine.

For the County of *Chester*; to *Nicholas Fairlamb*, and *John Blunston*, nine.

The Governor sent (by *Ralph Asheton*) in a Message in Writing, in answer to the Address of this House, which was read in the House, being as follows.

GENTLEMEN,

"I ENDEAVOURED Yesterday all I could to get a Council to advice with what Answer to give to your Address, but in vain. If there should be a Failure of what is necessary for the Publick Good, at this Juncture, I hope it will not be imputed to me, as I was ready to do my Part.

Although the Reasons for the Repeal of some of our Laws are unhappily left behind, it does not follow that the Current of Justice should be stopt, as of Necessity it must, if some Provision be not made for Inquest, and Evidence. I leave it to your Consideration whether the postponing a Law to that End may not be prejudicial to the Country?

If you incline to adjourn I hope you will examine the Treasurer's Accounts, that I may know what Money is due to me from the Publick."

A Motion being made, that a new Treasurer be chosen in the Room of *Samuel Carpenter*, deceased, *Samuel Preston* was nominated by the House for that Office.

Resolved, That *Richard Hill*, *Edward Farmar*, *John Swift*, and *Nicholas Fairlamb*, be a Committee to inspect the said late Treasurer's Accounts, and make Report of the State thereof next Sitting to the Assembly.

The Clerk (according to Order) delivered to the Speaker the Tickets of each Member's Attendance this Session.

Ordered, That the said several Tickets be signed by the Speaker, and delivered to the respective Members.

And the Clerk, by like Order, signed the Speaker's Ticket.

The Clerk produced his Account of Attendance and

Service this Session, amounting to Ten	}	
Pounds Sixteen Shillings and Six-pence, where-		
of Eight Pounds being allowed the 17th of the		
Twelfth Month, the Remainder, being Two		£ 2 16 6
Pounds, Sixteen Shillings, and Six-pence, was		
allowed him this Day,		

<i>Nicholas Rosogan's Account for seven Days</i> Attendance, since last Adjournment (17th of <i>Twelfth Month</i>) at <i>Two Shillings and Six-</i> <i>pence per Day</i> , and for Candles, <i>One Shilling</i> and <i>Six-pence</i> ; in both,	}	0 19 0
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£ 3 15 6

Ordered, That the Speaker sign Notes for the two last Sums, being *Three Pounds, Fifteen Shillings and Six-pence*.

Ordered, That the Minutes since this last Session of the Third Instant, be transcribed fair by the Clerk, examined and signed by the Speaker, and published in the Coffee-house.

Ordered, That the Repeal and Confirmation of several Laws of this Province, by the Queen, and Letter from the Lords Commission of Trade, by returned to the Governor by the Clerk of this House.

A Message being sent to the Governor, by *Joseph Kirkbride*, and *Nathaniel Newlin*, that the House have nominated a new Provincial Treasurer, in the Room of *Samuel Carpenter*, deceased, and have appointed a Committee to examine his Accounts; and also to acquaint him, that the House are inclined to adjourn to the Twenty-third of next Month; the said Members return and report, they had delivered their Message to the Governor, who acquainted them, that in case the Reasons of the Repeal from the Queen should arrive, he would call this House together sooner than their said proposed Adjournment; and then the House adjourned till the Twenty-third of the *Seventh Month*.

At an ASSEMBLY held in PHILADELPHIA, the Fourteenth Day of OCTOBER, ANNO DOMINI, 1714.

THE Sheriff of the County and City of *Philadelphia*, made Return of the Members elected to serve in Assembly for that County and City, *viz.* for the County, *Robert Jones, Jestell Jestis, Edward Farmar, John Warner, Nicholas Waln, Toby Leech, John Roberts*, and *Thomas Rutter*; for the City, *Richard Hill*, and *Samuel Preston*.

The Sheriff of the County of *Chester*, also made Return of the Members elected to serve in Assembly for that County, *viz.* *David Lloyd, Nathaniel Newlin, Nicholas Pile, Evan Lewis, John Miller, Benjamin Mendenhall, Samuel Garratt*, and *Richard Maris*.

The Sheriff of the County of *Bucks* has not delivered in a Return of Members elected to serve in Assembly for that County; but the following Persons appeared in the House, as

Members elected to serve in Assembly for the ensuing Year for that County, viz. *Joseph Kirkbride, Thomas Stevenson, Stoffel Vansant, Everard Bolton, and Robert Harvey.*

The Representatives of the Freemen of this Province, elected to serve in Assembly for the ensuing Year, met at the usual Place in the City of *Philadelphia*; and being a Quorum as the Charter of Privileges directs, the chusing of Speaker was adjourned till To-morrow; and then the House adjourned till Ten a Clock To-morrow Morning.

The Representatives elected to serve in Assembly met, this Day according to their Adjournment; and being a Quorum, elected *David Lloyd, Esq;* to be their Speaker, N. C. D.

Ordered, That *Nicholas Waln, and Joseph Kirkbride*, do wait on the Governor, and acquaint him, that there is a full House; that they have chosen their Speaker, and desire to know when he will be attended by the House, in order to present their Speaker.

The said Members return and report, the Governor had appointed this House to attend him with their Speaker at Four a Clock this Afternoon; and then the House adjourned till Three a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

A Message being sent to the Governor by *Edward Farmar, and Thomas Stevenson*, that the House is ready to attend him with their Speaker; the said Members return, and report, that the Governor is ready to receive them immediately.

Then the House went to attend the Governor in order to present their Speaker; and being returned, the Speaker reports, that the Governor was pleased to make a Speech to the House, and had promised to send them a Copy thereof.

Ralph Asheton, from the Governor, brought a Copy of the said Speech, being as followeth.

GENTLEMEN,

"THE last Year being run out, and nothing done by that Assembly, I must refer you to what I laid before them at their last Sitting, and to what I delivered to them the Fourth of August.

I must let you know, that of the *Five Hundred Pounds*, granted by an Impost in the Year, 1712, there is not yet above *Three Hundred Pounds*: This I press you to take into your Consideration, and hope you will see it rectify'd.

Gentlemen, the Proprietary's Powers in Government being still invested in me, I am ready to join with you in any Act

that may be necessary for the Welfare of the Province; but at the same time I must acquaint you, it is as necessary to me that I be properly supported in the Administration."

A Message being sent to the Governor by *Richard Hill*, and *Nicholas Pile*, that the House being informed that there is no legal Notice of the Demise of the Queen, and thereby a Difficulty arising, in respect to the Qualifications of the Members, this House is inclined to adjourn till the Thirteenth of the *Tenth Month* next, unless the Governor shall see Cause to call them together sooner; the said Members return, and report, that they had delivered their Message to the Governor; that he seemed very well satisfied with the said proposed Adjournment, and hoped by that Time he should have Advices from *England*; and then the House adjourned till the Thirteenth of the *Tenth Month* next, at Three a Clock in the Afternoon.

THE Sheriff of the County of *Bucks* made Return of the Members elected to serve in Assembly for that County for the Year ensuing, viz. *John Swift*, *Joseph Kirkbride*, *Everard Bolton*, *Thomas Stevenson*, *Stoffel Vansand*, *William Stockdell*, *William Paxon*, and *Robert Harvey*.

The several Members of Assembly here under named met this Day pursuant to their last Adjournment, viz. the Speaker, *Robert Jones*, *Jestell Jestis*, *Toby Leech*, *Richard Hill*, *Samuel Preston*, *Evan Lewis*, *Benjamin Mendenhall*, *Samuel Garratt*, *Richard Maris*, *John Swift*, *Joseph Kirkbride*, and *Everard Bolton*; who considering that the Extremity of Weather has hinder'd the Arrival of several Members this Day, agreed to meet again To-morrow at Two a Clock in the Afternoon; and accordingly the House adjourned till Two a Clock To-morrow Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

An Account was brought to the House, that *John Miller*, elected to serve in Assembly for *Chester* County, is lately deceased.

A Message being sent to the Governor by *Nicholas Pile*, and *Samuel Preston*, that there is a competent Number of the Members in the House, and desire to know if he has any particular Directions as to the Qualifications of the Members of this House; the said Members return, and report, they had delivered their Message according to Order; that the Governor made Answer he had no particular Directions for Qualification of the Members of Assembly; but had sent the following Papers to be perused by this House, viz. a Letter signed

by the Lords of the Council, dated at *Whitehall*, the Tenth of *August*, 1714, notifying the Death of her Majesty, the late Queen ANNE, and directing the Governor to proclaim his present Majesty King GEORGE; a Letter, signed by the Lord *Bolingbroke*, Secretary of State, to the same Purpose; and a Letter from the Lords Commissioners of Trade and plantations, dated the Eleventh of *August*, 1714, to the same Purpose. All of which were read in the House.

Ordered, That the Clerk prepare and draw up a Qualification, to be subscribed by the Members of this Assembly To-morrow Morning, according to the Directions of a Law of this Province, intituled, *An Act to ascertain the Number of Members of Assembly, and to regulate Elections*, passed in the fourth Year of the Reign of the Late Queen ANNE, inserting the Name of King GEORGE, in the Room of the said late Queen.

Ordered, That the Clerk return to the Governor the said three Papers before mentioned; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The following Members subscribed the Qualifications above-mentioned, the same being first read to them by the Clerk, with an audible voice, *viz.* *David Lloyd*, Speaker *Nicholas Waln*, *Jestell Jestis*, *Toby Leech*, *Thomas Rutter*, *Richard Hill*, *Nathaniel Newlin*, *Nicholas Pile*, *Benjamin Mendenhall*, *Samuel Garratt*, *Evan Lewis*, *John Swift*, *Joseph Kirkbride*, *Everard Bolton*, *Thomas Stevenson*, *Stoffel Vansand*, *Robert Harvey*, and *William Stockdell*.

Richard Maris (being indisposed) had Leave to be absent for some Time.

Resolved, That the Speaker issue his Order to the following Members to give their immediate Attendance on the Service of this House, *viz.* *Robert Jones*, *Edward Farmar*, *John Warner*, and *John Roberts*; and that *David Evans*, Under Sheriff of this County, do serve them with the said Order; that the like Order be sent to *James Moon*, Under Sheriff of *Bucks* County, to serve *William Paxson*, to require his immediate Attendance. Adjourned till Nine a Clock To-morrow Morning.

The several Members of Assembly under named, met this Day pursuant to their Adjournment, *viz.* *David Lloyd*, Speaker, *Jestell Jestis*, *Nicholas Waln*, *Toby Leech*, *Richard Hill*, *Nathaniel Newlin*, *Nicholas Pile*, *Evan Lewis*, *Benjamin Mendenhall*, *Samuel Garratt*, *John Swift*, *Joseph Kirkbride*, *Everard Bolton*, *Thomas Stevenson*, *Stoffell Vansand*, and *Robert Harvey*; who having waited for the absent Members, Yesterday

sent for, until One a Clock, adjourned till Three a Clock this Afternoon.

The Sixteen Members of Assembly above-named met this Afternoon.

A Letter was brought by a Messenger from *Edward Far-mar*, giving an Account of his being indisposed; and therefore desiring to be excused from his present Attendance.

David Evans gave an Account, that he had delivered the Speaker's Order to the following Members, *viz. Robert Jones, John Warner, and John Roberts*; and that they being all sick and indisposed, desired to be excused from their present Attendance on the Service of the House.

The said sixteen Members last before named, finding that there is no Likelihood, at present, of making a House to proceed in Legislation, agreed that *Nicholas Waln, Richard Hill, Joseph Kirkbride, and Nathaniel Newlin*, do wait on the Governor, and acquaint him, that *John Miller*, elected to serve in Assembly for *Chester County*, is deceased; that nine other Members, detained by Sickness, or other Occasions, are now absent; and therefore that the Governor would be pleased to give his Order for issuing a Writ for electing a new Member in the Room of the said *John Miller* deceased; and also that he would be pleased to issue his Summons, commanding all the Members to appear in Assembly the first *Second Day* in the next Month, at which Time it is hoped there will be a full House, in order to proceed to Legislation.

The said Members return, and report, they had delivered their Message, according to Order; that the Governor promised to issue his Writ and Summons, according to the Desire of the House; and then they adjourned till the first *Second Day* of the *Eleventh Month* next, in the Afternoon.

THE following Members met pursuant to their last Adjournment, *viz. David Lloyd, Speaker, Jestell Jestis, Toby Leech, Edward Farmar, Richard Hill, Samuel Preston, Nicholas Pile, Nathaniel Newlin, and John Swift*; who having waited for some Time, and finding the rest of the Members absented by reason (as they suppose) the Governor had not summoned the Members to attend as agreed last Sitting;

Resolved, That the Members present return to their several Habitations, until the Governor shall be pleased to summon the House to meet again; and that the City Members desire the Governor to expedite his Summons accordingly.

THE House met, pursuant to the Governor's Summons, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

Gayen Miller, elected to serve in Assembly for the County of *Chester*, in the Room of *John Miller*, deceased, appeared in the House. Adjourned till Nine a Clock To-morrow Morning. The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The Sheriff of the County of *Chester* made a Return of *Gayen Miller*, elected (by Virtue of the Governor's Writ) to serve as a Member in Assembly for that County, in the Room of *John Miller*, deceased.

The following Members subscribed the Qualifications prescribed by a Law of this Province, passed in the Fourth Year of the late Queen ANNE, the same being first read to them in the House by the Clerk with an audible Voice, *viz. Edward Farmar, John Warner, Gayen Miller, Richard Maris, and William Paxton.*

Samuel Preston, elected to serve in Assembly for the City of *Philadelphia*, declared in the House, that, for several Reasons, he conscientiously scruples to take the Qualifications appointed by the Law of this Province before mentioned; which Reasons were allowed of by the House; And a Motion being made, that a new Member be chosen in his Room,

Resolved, N.C.D. That the Speaker forthwith sign an Order to the Secretary, to issue a Writ to the Sheriff of the City of *Philadelphia*, for electing a new Member to serve in Assembly for this Year in the Room of the said *Samuel Preston*; which Order was made, and signed accordingly.

Divers* Rules approved by former Assemblies, and entered in the Journals of this House, were read, and agreed to by the House, N.C.D.

Thomas Wilson being appointed Clerk of this House, by Affirmation was engaged to Secrecy, and a true Performance of this Trust; and by the Consent of this House is allowed *Four Shillings and Six-pence per Day* for his Service in Assembly, and to be paid for extraordinary Services between each Adjournment and Sitting; and to have the Benefit of all Copies or Transcripts to be made out of the Journal, at such Rates as the House shall adjudge.

Adjourned till Three a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

A Petition of divers Inhabitants of the County and City of *Philadelphia*, complaining of the undue granting a Commis-

*These Rules are verbatim the same as in the first printed Votes, Part 11. Page 2. Anno, 1703.

sion of Sheriff of the said City to *Peter Evans*; was read, and ordered to lie on the Table.

Joseph Kirkbride, and *Samuel Garratt*, being sent on a Message to the Governor, that there is a full Quorum of the Members now assembled together, and ready to proceed to Business, and desire to know whether he has any Thing to lay before the House? The said Members return, and report, they had delivered their Message, according to Order; that the Governor answered, he had nothing further to lay before this House; but recommended to them to take into Consideration what he had already delivered to them in his Speech.

A Petition of divers Inhabitants of the County of *Chester*, complaining of a Law lately made by the Assembly met at *New-Castle* for laying an Assessment on them; was read, and ordered to lie on the Table; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

A Debate arising about the Order of the Thirtieth of the *Second Month, 1712*, relating to the Attendance of the Members of this House, it is unanimously agreed, that the Speaker, and every Member, who do not appear at Half an Hour after the Ring of the Bell, shall pay *Eight-pence* each; and *Eight-pence* each, for every Hours Absence after the Call of the House, unless he or they can shew Cause to the Satisfaction of the House, which shall be determined by an immediate Vote: And that the Clerk attend at the Ceasing of the Bell, and take an Account of the Time, and absent Members, under the same Penalties.

The House proceeded to take into Consideration the several Laws repealed by her late Majesty, the Twentieth of *February* last.

The several Titles of the said repealed Laws were read; and upon Debate thereon, agreed that Bills be prepared in Lieu of the several Laws hereafter mentioned, so as aforesaid repealed; *that is to say*.

An Act for ascertaining the Rates of Money on Contracts, Bargains, &c. made before the First of May, 1709.

An Act for erecting and establishing Courts of Judicature; and that it be an Instruction to the Committee, that the Powers of the Magistrates be specified in a Bill distinct by itself, and the Practice in another Bill: And that the Resolve of the House, the Twenty-second of the Eleventh Month,

1713, relating to the Six-weeks Court, be inserted in the said Bill.

An Act for regulating and establishing Fees.

An Act for acknowledgment and recording of Deeds; and that it be an Instruction to the Committee, that all Mortgages be recorded; and as for other Conveyances, all Parties be at Liberty to record or not; that the Exemplification be as valid as the Original.

An Act directing an Affirmation to such who, for Conscience Sake, cannot take an Oath.

An Act of Privileges to a Freeman; and that a Clause be inserted saving the Right of Appeal to *England*.

An Act against riotous Sports, Plays and Games.

An Act for regulating Party Walls and Buildings in the City of Philadelphia.

The further Consideration of the Remainder of the said repealed Laws was deferred till the Afternoon; and then the House adjourned till Three a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

Nathaniel Newlin has Leave to be absent for some Time upon extraordinary Occasions.

The House proceeded further to take into Consideration the Remainder of the Laws repealed by her late Majesty, the Twentieth of *February, 1713*.

An Act for confirming Patents and Grants, was read, and, upon Debate, the further Consideration thereof was adjourned till a further Opportunity.

The Act for the better Government of the City of Philadelphia, was read; and, upon Debate, agreed, that the Clause for determining Debts under *Forty Shillings*, in the said repealed Act, be omitted in the said Bill, but be referred to be inserted in the general Law for establishing Courts of Judicature; and that a Clause be added, for Repeal of the City Ordinances for setting a Price on Provisions, &c.

The Act for empowering religious Societies to buy, hold and enjoy Lands, Tenements and Hereditaments; agreed, that a Bill be brought in for that Purpose.

An Act to prevent the Importation of Negroes and Indians into this Province; referred to further Consideration; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The House proceeded to take into Consideration divers Bills prepared by the former Assembly; and, after some Time spent therein, the Order of the Twenty-first of *Eleventh Month* last, for bringing in a Bill for erecting a Pound in the Townships of *Moyamensing*, *Passyunk* and *Wicacoa*, was read; and, upon Debate thereof, agreed, that a Bill be brought in for erecting Pounds in the several Townships of this Province.

The Resolve of the Twenty-first of the *Eleventh Month* last, for bringing in a Bill that all Fines, Forfeitures and Perquisites, be paid to the Provincial Treasurer, was read, and, upon Debate thereon, agreed, that a Bill be brought in accordingly.

The Resolve of the said Twenty-first of the *Eleventh Month* last, for bringing in a Bill for regulating the Election of Sheriffs, was read.

The Petition of divers Inhabitants of the County and City of *Philadelphia*, complaining of the undue granting a Commission of Sheriff (for the said County and City) to *Peter Evans*, was read a second Time.

The Act for regulating the Election of Sheriffs and Coroners, was also read, and, upon a long Debate thereon, the Question being put, that it be referred to a Committee to bring in a Supplementary Bill, for the better regulating the Election of Sheriffs; and to ascertain the Method of Choice, and Qualifications of the Electors? *Resolved in the Affirmative.*

Resolved, That the further Consideration of the said Petition of divers Inhabitants of the County and City of *Philadelphia*, be referred to a Committee of Grievances.

A Petition of divers Inhabitants of the County of *Chester*, complaining of a Law made at *New-Castle*, for laying an Assessment on them, was read a second Time; and upon a long Debate thereon,

Resolved, That a Bill be brought in, for corroborating the Settlement of the circular Line between this Province, and the County of *New-Castle*, made by mutual Consent of both Parties, in the Year 1701; and that an Address be presented to the Governor, for Relief of the Petitioners; and then the House adjourned till Three a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

Thomas Rutter, *Edward Farmar*, *Joseph Kirkbride*, and *Thomas Stevenson*, had Leave to be absent till *Second Day* next, at Three a Clock in the Afternoon.

The Governor's Speech to the last Assembly was read; and a Motion being made, and the Question put, That a Bill be brought in for maintaining a friendly Correspondence with

the *Indians*, to continue for the Term of three Years; and that a Clause be inserted for clearing the Purchasers of Lands in this Province from *Indian Claims*? *Resolved in the Affirmative.*

A Motion being made, and the Question being put, Whether there is a Necessity of raising Money for defraying the Publick Debts, and for answering the present Exigencies of Government? *Resolved in the Affirmative, N.C.D.*

Ordered, That *Richard Hill*, *Toby Leech*, *John Swift*, and *Nicholas Pile*, do give Notice to the Executors of *Samuel Carpenter*, late Provincial Treasurer, deceased, to bring the Books, and State of the Publick Accounts, to this House at Ten a Clock To-morrow Morning, and that *Samuel Preston*, Treasurer elect, have Notice to attend at the same Time; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

William Fishbourn, on Behalf of the Executors of the late Provincial Treasurer, attended with the said Treasurer's Books, according to Order; but a State of the Publick Accounts not being ready,

Resolved, That the said late Treasurer's Books, with a State of the Publick Accounts, be laid before this House by the said *William Fishbourn* next *Third Day* Morning, at Ten a Clock.

Samuel Preston also attended according to Order, and accepted of the Office of Provincial Treasurer, in the Room of *Samuel Carpenter*, deceased; and then the House adjourned till *Second Day* next, in the Afternoon, and if any Members be absent, to be fined.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The Sheriff of the City and County of *Philadelphia*, made Return of *Clement Plumsted's* being elected to serve in Assembly for that City, the Year ensuing, in the Room of *Samuel Preston*.

And the said *Clement Plumsted* appeared, and took his Place in the House; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

Clement Plumsted, elected to serve in Assembly for the City of *Philadelphia*, in the Room of *Samuel Preston*, subscribed

to the Qualifications prescribed by a Law of this Province, 4th *annae*.

William Fishbourn, according to Order, attended with a State of the Publick Accounts, which he delivered in at the Table.

A Petition of several Inhabitants of *Pennsylvania*, complaining of immoderate Stall-rents exacted from them for their Standings in the Market of *Philadelphia*, was read, and ordered to lie on the Table.

Resolved, That the House do, this Afternoon, proceed in the Consideration of what Sum may be necessary to be raised for discharging the Publick Debts, and answering the present Exigencies of Government, and nothing to intervene; and then the House adjourned till Half an Hour after Two a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The House, according to Order, proceeded in the Consideration of what Sum is necessary to be raised for discharging the Publick Debts, and answering the present Exigencies of Government; After a very long Debate, a Motion being made, and the Question put, that the Sum of *Twelve Hundred Pounds* is necessary to be raised for the Purposes afore-mentioned? *Resolved in the Negative*.

The Question being put, that the Sum of *One Thousand Pounds* is necessary to be raised for the Uses afore-mentioned? *Resolved in the Negative*.

The Question being put, that the Sum of *Eight Hundred Pounds* is necessary to be raised for the Uses afore-mentioned? *Resolved in the Affirmative*.

Resolved, N.C.D. That this House will, To-morrow Morning, at Nine a Clock, resolve into a Committee of the whole House, to consider of Ways and Means to raise the Sum of *Eight Hundred Pounds* for the Uses above-mentioned; and then the House adjourned till Eight a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

A Petition of several Inhabitants of *Pennsylvania*, complaining of immoderate Stall-rents exacted from them for their Standing in the Market of *Philadelphia*; was read a second Time.

Resolved, That the said Petition be referred to the Consideration of the Committee on the Bill (ordered to be brought into this House) for the better Government of the City of *Philadelphia*.

The House, according to Order, resolved, into a Committee of the whole House, to consider the Ways and Means of raising the Sum of *Eight Hundred Pounds* for discharging the Publick Debts, and answering the present Exigencies of Government; after a long Time spent therein, the Speaker re-assumed the Chair, and *Joseph Kirkbride*, Chairman of the said Committee, reported, that they had gone through the Business to them referred, and come to several Resolutions, which he read in his Place, and delivered in at the Table, being as follow, *viz.* That it is the Opinion of this Committee, that the said Sum of *Eight Hundred Pounds* be raised by Way of Impost in Manner following, *viz.*

That a Duty of *Twenty-five Shillings per Pipe* be laid on all Wines imported into this Province; and that a Clause be inserted in the Bill, that all Vessels belonging to this Port, and now out, and bound hither directly from *Madeira*, do pay but one Half of the said Duty.

That a Duty of *Two-pence per Gallon* be laid on all Rum, Brandy and Spirits, imported into this Province.

That a Duty of *Three Shillings per Barrel* be laid on all Cyder imported into this Province, the *Jerseys* and Lower Counties excepted.

That a duty of *Three-pence per Pound* be laid on all Hops imported into this Province, the *Jerseys* and Lower Counties excepted.

That a Duty of *Five Pounds per Head* be paid for all Negroes imported into this Province; and that a Clause be inserted in the Bill for excepting those that bring in their Menial Servants.

The said several Resolutions of the Committee being again read, were respectively agreed to by the House.

A Motion being made, and the Question put, that the said Impost Duty be continued for the Term of three Years? *Resolved in the Negative.*

The Question being put, that the said Duty be continued for two Years? *Resolved in the Affirmative;* and then the House adjourned till four a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

A Motion being made, and the Question put, that a Bill be brought in for raising the Sum of *Eight Hundred Pounds*, by Way of Impost, for discharging the Publick Debts, and answering the necessary Charges of Government? *Resolved in the Affirmative.*

Resolved, That that the Speaker issue his Orders to *Robert Jones*, and *John Roberts*, requiring their Immediate Attendance on the Service of Assembly; which Orders were issued accordingly.

Resolved, That the Speaker issue his Order to the Executrix of the late Provincial Treasurer, deceased, as follows.

THOU art hereby required to cause Samuel Holt, Collector of the Impost, &c. to give thee a particular Account of all Entries and Sums of Money received by him, and on the Twenty-fifth Instant to lay them before this House; together with all Orders of the Governor, Council, and Assembly, for Payment of the several Sums charged in the said late Treasurer's Account, and Receipts thereon.

By Order of the House.

Which Order was issued and signed by the Speaker accordingly; and *Nicholas Pile* was desired to deliver the said Order.

Resolved, That this House will, To-morrow Morning, enter upon the Consideration of the Bills agreed to be debated; and then the House adjourned till Half an Hour after Eight To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

Clement Plumsted had Leave to be absent upon an extraordinary Occasion.

Nicholas Pile reports, he had delivered the Speaker's Order to the Executrix of the late Provincial Treasurer; who answered that Care should be taken to comply with the same.

The repealed Act for ascertaining the Rates of Money, &c. was read: Agreed that all former Contracts, before the First of May, 1709, be paid in Silver Money, at Nine Shillings and One Penny per Ounce, Troy Weight, and so in Proportion; or Five-pence Half-penny each Pennyweight under the Value of a Piece of Eight, except *Perues*, which are to be received at the Rates they then passed, under the Penalties in the repealed Act mentioned: And that a Clause be inserted in the Bill, that Gold shall be accepted in all Payments at the current Value for the Time being, and the Justices shall give Judgment accordingly.

The repealed Act for establishing Courts of Judicature in this Province, was read in Part. Upon a Debate arising on the Clause for erecting a Supreme Court, a Motion being made, that a Court be erected in this Province, which shall be called, A Provincial Court, in the Room of the said late

Supreme Courts, the further Consideration thereof was adjourned for some Time.

The Clause for appointing a Supreme Court of Equity in the said repealed Act, was also read; and the same being debated, agreed that a Clause be inserted in the Bill for a Provincial Court of Equity; the Extent of the Jurisdiction to be further considered.

As to the Clause limiting the Removal of Actions under *Ten Pounds*, agreed that the Justices at Common Law shall have Power to mitigate Damages, and reduce the Penalty, not exceeding *Ten Pounds*; and then the House adjourned till Half an Hour after Two a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

Upon further Consideration of the Minute this Morning, relating to the Jurisdiction of the Provincial Court, the same is agreed to by the House, provided that all Matters of Fact be tried by the Vicinage in the proper County or City where the Cause of Action or Complaint arises.

That all Matters of Equity shall begin originally in the Provincial Court, with Power to grant Injunctions, and to have general Jurisdiction over the Province.

The Clause for General Quarter-Sessions of the Peace, agreed to be put into a distinct Bill.

The Clause for constituting Commissioners of *Oyer and Terminer*, and of Goal-Delivery, was read.

The Clause constituting the County Courts of Common Pleas was read, and approved of; agreed that the Days of Sitting be left Blank in the Bill.

1. Agreed that such Persons as the Justices of the said respective Courts admit to practise as Attornies, shall come under the like Obligations with Attornies at Law in the Courts at *Westminister*; and shall not be laid aside, unless by the Justices for Misbehaviour in their Practise.

2. That the Clerk or Prothonotary of the said Court of Common Pleas shall not issue Writs, or enter Actions, without a *Præcipe* or Note from one of the said Attornies, signifying the Plaintiff and Defendant's Names, and Nature of the Action.

3. That if any Attorney shall mistake the Nature of the Action he so enters, he shall pay the Damages which the Plaintiff shall sustain thereby.

4. That no Person be debarred to speak in his own Cause in any of the said Courts.

The Petition of *Owen Roberts*, to be employed as Collector of the Impost; was read, and ordered to lie on the Table.

The repealed Act *for establishing and regulating Fees*, was read; agreed that the House do enter upon the Regulation of Fees To-morrow Morning; and then the House adjourned till Half an Hour after Eight To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The House, according to Order, proceeded in the Consideration of the Bill of Fees; and upon a Motion made,

Resolved, That they proceed thereon, Article by Article, in the House; and having made some Progress therein, the further Consideration thereof was adjourned till the Afternoon.

A Petition of *Samuel Holt*, desiring to be admitted Collector of the new Impost; was read, and ordered to lie on the Table.

A Petition of *Peter Evans*, relating to the Election of the Sheriff; was read, and ordered to lie on the Table; and then the House adjourned till Half an Hour after Two a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

Joseph Kirkbride gave an Account to the House, that *Thomas Rutter's* Son had received an unhappy Accident by a Spark flying into his Eye, and therefore said *Rutter* desired he might be excused his present Attendance; which was granted.

Edward Farmar had Leave to be absent until Second Day next in the Afternoon.

The House proceeded, according to Order, in the Consideration of the Bill of Fees, and made some Progress therein: The further Consideration thereof was adjourned till To-morrow Morning.

A Petition of *Charles Read*, for the Office of Collector of the new Impost; was read, and ordered to lie on the Table; and then the House adjourned till Half an Hour after Eight To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The House, according to Order, proceeded in the further Consideration of the Bill of Fees, and made some Progress therein: The further Consideration thereof was adjourned till Third Day Morning next; and then the House adjourned till Second Day next in the Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared; and then the

House adjourned till Half an Hour past Eight a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The House, according to Order, proceeded in the further Consideration of the Bill of Fees, and made some Progress therein; the further Consideration thereof was adjourned till Afternoon.

John Roberts, elected to serve in Assembly for the County of *Philadelphia*, appeared, subscribed the Qualification appointed by Law, and took his place in the House.

A Petition of *Hannah Carpenter*, Relict and Executrix of *Samuel Carpenter*, late Provincial Treasurer, deceased, was read, and ordered to lie on the Table.

A Petition of *John Knowles*, *Nicholas Crone*, and *James Streater*, complaining of their Goods being taken away, and their Persons imprisoned, was read, and ordered to lie on the Table; and then the House adjourned till Half an Hour after Two a Clock in the Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The House, according to Order, proceeded in the further Consideration of the Bill of Fees, and went through the same; and a Motion being made, and the Question put, that the same be transcribed fair, as now amended, in order to a second Reading? *Resolved in the Affirmative*, N.C.D.

A Petition of several Inhabitants of *Pennsylvania*, complaining of several Grievances, in relation to Arrest on Bail Bonds, &c. was read, and ordered to lie on the Table.

A Petition of *Thomas Maugridge*, relating to a Project of erecting Mills in this Province, without the Help of Wind, Water, or Cattle, was read, and ordered to lie on the Table.

The repealed Act *for acknowledging and recording of Deeds*, was read and debated; the farther Consideration thereof was adjourned till To-morrow Morning; and then the House adjourned till Half an Hour after Eight a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The House, according to Order, proceeded on the further Consideration of the Bill for acknowledging and recording of Deeds, and went thro' the same:

Ordered, That the same be transcribed fair by the Clerk.

Nathaniel Newlin had Leave to be absent for some Time, his Mother being dangerously ill; and then the House adjourned till Three a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The repealed Act, *directing an Affirmation to such, who, for Conscience Sake, cannot take an Oath*, was read, and, after long Debate thereon, the further Consideration thereof was adjourned till To-morrow Morning.

William Fishbourn, on Behalf of the Executrix of *Samuel Carpenter*, late Provincial Treasurer attended with a state of the said late Treasurer's Account, which he delivered in at the Table.

Thomas Rutter had Leave to be absent on extraordinary Occasions; and then the House adjourned till Half an Hour after Eight a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The House, according to Order, proceeded in the Consideration of the Bill, directing an Affirmation to such, who cannot, for Conscience Sake, take an Oath; and, after a long Debate thereon, a Motion being made, and the Question put, that the Form of Words prescribed in the Act of Parliament, passed in *England* in the seventh and eighth Years of the late Queen ANNE, be inserted in the said Bill? *Resolved in the Negative.*

A Motion being made, and the Question put, that these Words (*A. B. Thou shalt solemnly declare, upon the Penalties of Perjury, &c*) be inserted in the said Bill, instead of the Form prescribed by the afore recited Act? *Resolved in the Affirmative.*

John Warner had Leave to be absent, upon extraordinary Occasions; and then the House adjourned till Half an Hour past Two a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

A Petition of *William Trent*, Merchant, desiring to be heard by this House, before the second Reading of the Impost Bill, was read, and ordered to lie on the Table.

Ordered, That *Clement Plumsted*, *John Roberts*, *Nicholas Pile*, and *Thomas Stevenson*, be a Committee to examine the Publick Accounts of this Province, and make Report thereof To-morrow Afternoon.

Ordered, That *Richard Hill*, *Joseph Kirkbride*, and *Evan Lewis*, be a Committee to prepare the Bill, directing an affirmation to such, who cannot, for Conscience Sake, take an Oath; and that they bring in the same To-morrow Afternoon.

Ordered, That the Clerk of this House, by the Direction, and with the Assistance of the Speaker, do prepare and bring in the Bills for settling the Practice of the several Courts of Judicature in this Province, and establishing Fees.

Resolved, That the rest of the Members be a Committee to hear and examine the several Grievances complained of to this House, and that they have Power to send for Persons, Papers and Records, and make their Report To-morrow Afternoon; and then the House adjourned till Three a Clock To-morrow Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

Nicholas Pile, from the Committee of Accounts, reports, that the said Committee had made some Progress in the Matters to them referred, but had not yet finished the same; he also moved, that they may have further Time to finish the Examination of the said Accounts.

Richard Hill, from the Committee for bringing in the Bill, directing an Affirmation to such, who cannot, for Conscience Sake, take an Oath, brought in the Draught of a Bill accordingly, which he read in his Place, and delivered in at the Table, and which was ordered a second Reading.

Resolved, That the Speaker issue an Order to *Samuel Holt*, Collector of Import and Excise, to pay the Ballance of Publick Money in his Hands to the Executrix of the late Provincial Treasurer, as followeth:

THESE are to require thee, upon Sight hereof, to pay unto Hannah Carpenter, Executrix of Samuel Carpenter, late Provincial Treasurer, deceased, the Ballance of the Publick Money remaining in thy Hands. Dated the 28th of the Eleventh Month, 1714.

Which was signed by the Speaker, and *Clement Plumsted* was desired to deliver the same accordingly.

Nicholas Waln, from the Committee of Grievances, reports, that they had made some Progress in the Matters to them referred, and desired further Time to finish the same.

The Clerk reports, that by Direction of the Speaker, he had made some Progress in the Bills to them referred, and desired further Time to finish the same.

Resolved, That the several Committees before named, do finish the Matters to them referred, and make Report thereof to the House with all convenient Speed.

A Petition of several Inhabitants of the City and County of *Philadelphia*, complaining of Abuses, by clandestinely tak-

ing up Horses and other Strays, was read, and ordered to lie on the Table.

A Representation, signed by *Benjamin Chambers*, relating to the Affirmation Bill, was read, and ordered to lie on the Table.

A Motion being made, and the Question put, that the House do now proceed to appropriate a certain Sum to the Governor out of the *Eight Hundred Pounds*, voted by this House to be raised by Impost? *Resolved in the Negative*; and then the House adjourned till Half an Hour after Eight a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

A Motion being made, and the Question put, that the House adjourn until *Second Day* next come Week? *Resolved in the Affirmative*.

Resolved, That the Speaker, with the Assistance of the Clerk, do prepare and draw up the several Bills agreed to be brought into this House against next Adjournment; and then the House adjourned till the Seventh of the *Twelfth Month* next.

THE House met, pursuant to Adjournment, the Speaker assumed the Chair, and the Members being called, a Quorum appeared; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

Robert Jones appeared, subscribed the Qualification appointed by Law, and took his Place in the House.

Joseph Kirkbride gave an Account, that *Olement Plumsted* is indisposed and also *Stoffel Vansand*; and therefore desired to be excused their present Attendance on the Service of the House.

The Speaker reported, that by the Assistance of the Clerk he had prepared several Bills, voted to be brought in by this House, which he delivered in at the Table, and the several Titles of them were read, viz.

The Bill for regulating the Rates of Money, payable on Contracts before the First of *May*, 1709, which was read, and ordered a second Reading

The Bill for erecting a Supreme or Provincial Court, both in Law and Equity, in this Province; which was also read, and ordered a second Reading.

The Bill for establishing the Courts of Common Pleas in this Province; which was also read, and ordered a second Reading.

The Bill for establishing Courts of General Quarter-Sessions in this Province; which was also read, and ordered a second Reading; and a Debate arising thereon, agreed that the Clause about special Commissions of *Oyer and Terminer* be struck out of the Bill; and the same Power be invested in the Judges of the Supreme Court.

The Bill for establishing and regulating Fees was also read, and ordered a second Reading.

The Bill for an Affirmation to such who cannot, for Conscience Sake, take an Oath; which was also read, and ordered a second Reading.

The Bill of Privileges to a Freeman; which was also read the first Time, and ordered a second Reading.

The Bill against riotous Sports, Plays and Games; which was also read.

The Bill for regulating Party-walls in the City of *Philadelphia*; which was also read the first Time.

The Bill for the better government of the City of *Philadelphia* which was also read the first Time.

The Bill for enabling religious Societies to buy, hold and enjoy Lands, and Tenements, &c. which was also read the first Time.

The Bill for erecting Pounds in this Province; which was also read the first Time.

The Bill for Recovery of Fines, Forfeitures, &c. which was also read, and ordered a second Reading.

Resolved, That this House will, in the Afternoon, proceed to read the rest of the Bills, brought in as aforesaid; and then the House adjourned till Three a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The Bill for better regulating the Election of Sheriffs and Coroners, was read.

The Bill for settling the Bounds between this Province and *New-Castle*, was read, and ordered a second Reading.

The Bill for continuing a good Correspondence with the *Indians*, was read, and ordered a second Reading.

The Bill for laying a Duty on Wine, Rum, Brandy and Spirits, Cyder, Hops and *Negroes*, imported into this Province, was read, and ordered a second Reading.

The Bill for determining Debts under *Forty Shillings*, and for laying aside the Two-weeks Court in *Philadelphia*, was read, and ordered a second Reading.

The Bill directing Appeals to *Great-Britain*, was read, and ordered a second Reading.

A Petition of *David Evans*, desiring he may be allowed the Sum of *Twenty-one Pounds, Six Shillings, and Nine-Pence*, due him for his Expences, and Services for the Assembly and the Publick, in several Years past; was read, and ordered to lie on the Table.

A Petition of *John Knowles, Nicholas Crone, and James Streater*, complaining of their Goods being taken away, and their Persons imprisoned; was read a second Time; and then the House adjourned till Eight a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

A Bill for the Assigning of Bonds, Bills and Promissory Notes, was read the first Time.

The Bill for ascertaining the Rates of Money, payable on Contracts before the First of *May*, 1709, was read a second Time, debated, and, with some Alterations and Amendments, and the Title being altered, agreed to be committed, N.C.D.

The Bill for erecting a Supreme or Provincial Court of Law and Equity in this Province, was read a second Time, and amended: Upon Debate of the same, agreed that there be two Bills for settling the Jurisdiction of the said respective Courts as now amended in the said Bill; and that the Practice be in a distinct Bill by itself.

The Bill for establishing the several Courts of Common Pleas in this Province, was read a second Time, and, with some Amendments, agreed to be committed, N.C.D.

A Petition of several Inhabitants of the County of *Chester*, desiring a Bill may be brought into this House, that Persons may be tried and convicted of Murder, and other heinous Crimes, by Evidence on a solemn Affirmation, was read, and ordered to lie on the Table.

A Petition of *Peter Evans*, Register-General, desiring that Persons bringing Letters of Administration from other Parts into this Province, may be obliged to give Security, &c. was read, and ordered to lie on the Table; and then the House adjourned till Three a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The Bill for establishing the Courts of General Quarter-Sessions in this Province, was read a second Time, and amended: Agreed that Crimes which are, or shall be made Felonies of Death, shall be tried by the Provincial Judges; and that a Clause be inserted in the Bill of Supreme Courts for that Purpose. And the said Bill being further debated, was agreed to be committed, N.C.D.

The Bill for establishing and regulating Fees, was read a second Time, and committed.

A Motion being made, and the Question put, that a Discretionary Power be lodged in the Justices of the Counties of *Bucks* and *Chester*, to make an Addition to the Fees of the Clerks of those Counties, not exceeding one Third of the Fees in the said Bill? *Resolved in the Affirmative.*

The Question being put, that a Bill be brought in for that Purpose, to continue for a certain limited Time? *Resolved in the Affirmative;* and then the House adjourned till Eight a To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The Bill, intituled, *An Affirmation Act for such who, for Conscience Sake, cannot take an Oath*, was read, a second Time, and debated.

A Motion being made, and the Question put, that these Words be inserted in the Bill, *viz. (A. B. Dost thou solemnly declare, in the Presence of Almighty God, the Witness of the Truth of what thou sayst?)* *Resolved in the Affirmative.*

The further Consideration of the said Bill was adjourned, till the Afternoon.

A Petition of several Persons, called *Seventh-Day-Men*, desiring to be exempted from the Penalties of Law, for Working on the First Day of the Week, &c. was read, and ordered to lie on the Table; and then the House adjourned till Three a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The House, according to Order, proceeded in the further Consideration of the Affirmation Bill:

Resolved, That the Amendments proposed be inserted in the Bill, and brought into the House To-morrow Morning.

A Motion being made, and the Question put, that a Bill be brought in for the Ease of those who are conscientiously scrupulous of taking an Affirmation in the Terms prescribed by the Bill now in this House? *Resolved in the Affirmative;* and then the House adjourned till Eight a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The Bill of Privileges to a Freeman, was read a second Time.

Ordered, That *Clement Plumsted* do procure a Copy of the Law lately passed at *New-Castle*, relating to the Bounds between that County and this Province.

Ordered, That the Speaker be desired, with the Assistance of the Clerk, to prepare and bring in a Bill, to enable the Judges of the Provincial Court to hear and determine capital Offences in the City of *Philadelphia*, and the respective Counties of this Province, from time to time, as there shall be Occasion; and then the House adjourned till Ten a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

Nicholas Waln, from the Committee of Grievances, brought in a Report in Writing, which he delivered in at the Table, being as followeth, *viz.*

THAT having heard and considered the Petition of several Inhabitants of this Province, complaining of Persons arrested sundry Times in the same Actions,

Resolved, by this Committee, N.C.D. 1, That all Actions commenced before the Publication of the Repeal of our Law of Courts be revived and continued,

2. That all original Actions, commenced since the Publication of the said Repeal, be also continued; and the Bail-Bonds given to the said Actions to be effectual as tho' the Suit was newly commenced on the Foot of our new Law of Courts, giving a Day for the Defendant's entering his Appearance for discharging or making the Bail special, as the Case may require on Motion in Court.

3. And that all Actions taken against any Bail to Actions commenced since the Publication of the Repeal aforesaid, together with the whole Charges accruing thereupon, shall be void to all Intents and Purposes.

That the said Committee having heard and considered the Petition of the Inhabitants of the City and County of *Philadelphia*, complaining that neither of the Persons, who were chosen by Majority of Votes, was admitted Sheriff of the said City and County, but that another Person has been commissioned in that Office; and having heard and examined *Richard Walker*, Coroner, who was by Law appointed Judge of that Election;

4. Therefore it is the Opinion of this Committee, that there is Ground for that Complaint; and the House may take Notice of it as an Aggrievance, and that it may be redressed.

The said Report of the Committee being again read in the House, and a Motion being made, and the Question put, whether the House agrees with the Committee in their said Report? The three first Resolutions of the said Committee were severally agreed to by the House, N.C.D.

The fourth and last of the said Resolutions being again read in the House, the further Consideration thereof was adjourned till next Week.

The Bill for an Affirmation for such who cannot, for Conscience Sake, take an Oath, was read a second Time.

The Speaker brought in the Draught of a Bill for the Ease of such who cannot take the Affirmation prescribed by Law; which was read, and ordered a second Reading.

Clement Plumsted, from the Committee of Accounts, made Report, that they had settled the Publick Accounts with the Executrix of *Samuel Carpenter*, late Provincial Treasurer; the State whereof he read in his Place, which, with the Orders, Receipts and Payments, on the said Accounts, he delivered in at the Table.

Resolved, That the said Committee examine particularly the Accounts of *Samuel Holt*, Collector of the Impost and Excise, and make Report to the House of the State thereof at next Sitting; and then the House adjourned till *Fourth Day*, next Week, in the Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

A Bill for the better ascertaining the Practice of the Courts of Judicature in this Province, was read, and ordered a second Reading; and then the House adjourned till Eight a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

A Petition of *William Fishbourn*, *Israel Pemberton*, and *Anthony Morris*, junior, Attornies and Agents of *Thomas Story*, Master of the Rolls, &c. was read, and ordered to lie on the Table.

The House proceeded to the Consideration of the Bill for the better ascertaining the Practice of the Courts of Judicature in this Province, and agreed to debate the same by Paragraphs. And having made some Progress therein, the further Consideration thereof was adjourned till the Afternoon; and then the House adjourned till Half an Hour after Two a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

A Petition of several Persons, on Behalf of themselves, and others of the People called *Quakers*, desiring an Affirmation, according to the former Practice of this Province, was read, and ordered to lie on the Table.

The House, according to Order, proceeded in the Consideration of the Bill for the better ascertaining the Practice of the Courts of Judicature within this Province, and went thro' the same.

Resolved, That the same be amended as now agreed to by the House; and then the House adjourned till Eight a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

A Petition of several Inhabitants, and Freemen of *Philadelphia*, complaining that divers Landlords require their Rents in new Currency, was read, and ordered to lie on the Table.

The Petition of several Persons, in Behalf of themselves and others, desiring an Affirmation, according to the former Practice of this Province, for the Ease of those who cannot take the Affirmation prescribed by Law, was read a second Time.

The Bill, intituled, *An Act for the Ease of such as cannot take the Affirmation prescribed by Law*, was read a second Time, and debated, and agreed to be committed; and then the House adjourned till Half an Hour after Two a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

A Petition of *Samuel Richardson*, and others, against the Bill for preventing Exactions on Contracts before the First of *May*, 1709, was read, and ordered to lie on the Table.

The Bill for erecting a Supreme or Provincial Court of Law and Equity in this Province, was read the third Time;

Resolved, That the said Bill do pass.

The Bill for establishing the Courts of General Quarter Sessions within this Province, was read the third Time;

Resolved, N.C.D. That the said Bill do pass.

The Bill for establishing the several Courts of Common Pleas in this Province, was read the third Time, and, with an Amendment, agreed to by the House;

Resolved, N. C. D. That the said Bill do pass.

Toby Leech had Leave to be absent To-morrow; and then the House adjourned till Half an Hour after Eight a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The Bill for regulating and establishing Fees in this Province, was read a third Time, and, with an Amendment, agreed to, N.C.D.

Resolved, That the said Bill do pass.

The Bill directing Appeals to *Great Britain*, was read a second Time, and committed.

Agreed, that a Priviso be added to the Bill, that no Appeal shall be allowed in any Case where the Matter in Question shall not amount to the Value of *One Hundred Pounds*, or upwards; and then the House adjourned till *Second Day* next, in the Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared; and then the House adjourned till Eight a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The Bill for assigning Specialties, and Promissory Notes, was read a second Time, debated, and, with some Amendments, agreed to be committed.

The Bill for continuing a friendly Correspondence with the *Indians*, was read a second Time, debated, and, with some Amendments, agreed to be committed.

Thomas Rutter had Leave to be absent this Week, on an extraordinary Occasion; and then the House adjourned till Three a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The Bill for the better determining of Debts under *Forty Shillings*, and for laying aside the Two Weeks Court, in the City of *Philadelphia*, was read the second Time; the Debate thereof was adjourned till To-morrow Morning.

A Motion being made, and the Question put, that the Assembly-mens Wages, and other County Charges, be paid out of the Provincial Stock? *Resolved in the Negative*.

A Motion being made, that a Bill be brought in for discharging Assembly-mens Wages, and other County Debts, by a Land Tax (and a proportionable Poll Tax) to be laid on the City of *Philadelphia*, and several Counties of this Province, not exceeding *Four-pence per Pound*, to continue for two Years? After a long Debate thereon, the Question being put, that a Bill be brought in accordingly? *Resolved in the Affirmative*.

A Paper, intituled, *Some Observations of Benjamin Chambers, relating to the late Petition concerning the Affirmation, &c.* was read, and ordered to lie on the Table; and then the House adjourned till Eight a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The Bill for the better determining Debts under *Forty Shillings*, and for laying aside the Two Weeks Court in the City of *Philadelphia*, was read by Paragraphs, amended, and the Word (*Demands*) being added in the Title, agreed to be committed.

The Bill for the better Recovery of Fines and Forfeitures due to the Governor and Government of this Province, was read a second Time, amended, and agreed to be committed; and then the House adjourned till Three a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

Edward Farmar had Leave to be absent till *Second Day* next.

The Bill for continuing a friendly Correspondence with the *Indians*, was read a third Time, and, with a Clause added thereto, agreed to by the House.

Resolved, That the said Bill do pass.

The Bill directing Appeals to *Great-Britain*, was read a third Time, and with an Amendment, and the Proviso omitted, agreed to by the House.

Resolved, That the said Bill do pass.

The Bill for assigning Bonds, Specialties and Notes, was read a third Time, and, with an Amendment, agreed to by the House.

Resolved, N.C.D. That the said Bill do pass.

The Bill of Privileges to a Freeman, was read a third Time.

Resolved, N.C.D. That the said Bill do pass.

The Bill for corroborating the Settlement of the Bounds between this Province and the County of New-Castle, was read a second Time, and committed to be amended.

The Bill for empowering religious Societies to buy, hold and enjoy Lands, Tenements and Hereditaments, was read a second Time, and committed.

A Petition of *Armstrong Smith*, desiring that a Ferry may be erected at his House, near *Philadelphia*, for transporting Men, Horses, &c. over the River *Delaware* to *Gloucester*, was read, and ordered to lie on the Table.

A Supplementary Bill for Relief of the Poor, was read, and ordered a second Reading; and then the House adjourned till Half an Hour after Eight a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The House proceeded in the Consideration of what Sum shall be appropriated (out of the Impost) to the Lieutenant-

Governor for Support of Government; and a Motion being made, and the Question put, that the Sum of *Six Hundred Pounds* be appropriated for that Purpose? *Resolved in the Affirmative.*

Resolved, That the Committee of Accounts do examine and settle the Accounts of *Samuel Holt*, Collector of the Impost and Excise; and that they order the Executrix of the late Provincial Treasurer to sell and dispose of the Effects in her Hands belonging to the Publick, and bring the same to the Credit of the said Account.

The Bill for empowering religious Societies to buy, hold and enjoy Lands, Tenements and Hereditaments, was read a third Time.

Resolved, That the said Bill do pass.

The Bill for better determining Debts and Demands under *Forty Shillings*, and for laying aside Two Weeks Court, in the City of *Philadelphia*, was read a third Time.

Resolved, That the said Bill do pass.

The Bill for the better Recovery of Fines and Forfeitures due to the Governor and Government of this Province, was read a third Time.

Resolved, That the said Bill do pass.

A Petition of several Inhabitants, Merchants, Traders and others, for a Law for raising a Fund of Paper Bills; and also an Essay for putting the same in Execution, were both read.

A Motion being made, and the Question put, that the said Petition and Essay be rejected? *Resolved in the Affirmative.*

The Supplementary Bill for the better regulating the Election of Sheriffs and Coroners, was read a second Time, debated, and with some Amendments, agreed to be committed.

Ordered, That the Clerk transcribe fair the following Bills, viz. For friendly Correspondence with the *Indians*; for directing Appeals to *Great-Britain*; for assigning Bonds, Specialties and Notes; for Privileges to a Freeman; for religious Societies to buy, hold and enjoy Lands, &c.; for determining Debts under *Forty Shillings*, and laying aside the Two Weeks Court; and for recovering Fines and Forfeitures. And that *Richard Hill*, *John Swift*, *Nathaniel Newlin*, *Nicholas Waln*, *Robert Jones*, and *Benjamin Mendenhall*, or as many of them as can attend on *Seventh Day* Morning next, do examine the said Bills so transcribed.

Resolved, That the Members afore named (or as many of them as can attend) be a Committee to wait on the Governor, when he comes to Town, and present him the aforesaid

seven Bills; as also these four following, *viz.* For erecting a Supreme Court; for establishing General Quarter Sessions; for establishing Courts of Common Pleas; and for regulating of Fees in this Province; which are also passed this House, and desire his Concurrence thereto; and then the House adjourned till the seventh Day of the *First Month* next ensuing.

THE House met, pursuant to Adjournment, the Speaker assumed the Chair, and the Members being called, a Quorum appeared; and then the House adjourned till Eight a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

A Petition of divers Inhabitants of the County of *Chester*, for an Affirmation according to a Law of this Province, passed in 1705, was read, and ordered to lie on the Table.

The Request of the Quarterly Meeting of the People called *Quakers*, in *Philadelphia*, for the said County, desiring that the Affirmation, called, *The Pennsylvania Affirmation*, confirmed in Colonel *Fletcher's* Time, and not disallowed at Home (and that only) may be enacted by this House; was read, and ordered to lie on the Table.

Robert Asheton, from the Governor, brought to the House nine of the Bills passed by them, with the Governor's Amendments; that he intends to examine the Bill of Fees when the Jurisdiction of the Courts is settled; and desires to see the Law of *England*, about Promissory Notes, before he examines that Bill.

A Bill for corroborating the circular Line between the Counties of *Chester* and *New-Castle*, was read, and ordered a second Reading.

The Bill for the better ascertaining the Practice of the Courts of Judicature in this Province, was read a third Time, and agreed to be amended.

John Roberts went Home sick; and then the House adjourned till Three a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

Richard Hill had leave to be absent this Afternoon.

Edward Farmar had Leave to be absent for some Time, his Brother-in-Law being sick.

The House proceeded to take into Consideration the Amendments made by the Governor to several Bills passed by this House, and made some Progress therein; the further Consideration thereof was adjourned till Tomorrow Morning;

and then the House adjourned till Half an Hour past Eight a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The Bill for acknowledging and recording of Deeds, was read a second Time by Paragraphs.

The Petition of *William Fishbourn, Israel Pemberton, and Anthony Morris, jun.* Attornies and Agents of *Thomas Story*, Master of the Rolls, &c. relating to the said Bill, was read the second Time; and the said Bill being debated and amended, was agreed to be committed.

The House resumed the Consideration of the Amendments proposed by the Governor to several Bills passed by this House, and went through the same.

The Bill for corroborating the circular Line between the Counties of *Chester*, and *New-Castle*, was read a second Time, and committed; and then the House adjourned till Three a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The Amendments to the Bill for ascertaining the Practice of the Courts of Judicature in this Province, were read, and agreed to by the House.

Resolved, That the said Bill do pass.

The Bill for the Furtherance and better Administration of Justice in this Province, was read a second Time.

Ordered, That *Richard Hill*, and *Joseph Kirkbride*, do carry the following Bills to the Governor, with the Answer of the House to the Governor's Amendments, *viz.* The Bill for establishing the Courts of General Quarter-Sessions; for better ascertainning the Practice of Courts; for erecting a Supreme Court in Law and Equity; for establishing the Courts of Common Pleas; for Recovery of Fines and Forfeitures; for determining Debts under *Forty Shillings*; and for a good Correspondence with the *Indians*.

These following Bills being passed by the Governor without any Amendment, *viz.* For directing Appeals to *Great-Britain*; for privlidges to the *Freeman* and for empowering religious Societies to buy Lands, &c.

The Bill, intituled, *An Affirmation Act for such who cannot, for Conscience Sake, take an Oath*, was read a third Time by Paragraphs, debated and amended;

The Question being put, that the said Bill do pass? *Resolved in the Negative.*

Toby Leech had Leave to be absent on extraordinary Occasions; and then the House adjourned till Eight a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

Richard Hill, and *Joseph Kirkbride*, report, that, pursuant to Order, they attended at the Governor's Lodging with the seven Bills, and the Answer of the House to the Governor's Amendments; but he not being at Home, had left them with the Clerk of the Council.

The Bill, intituled, *An Act for the Ease of such who cannot take the Affirmation, prescribed by Law*, was read a second Time.

Resolved, That the Title be altered, and made in these Words, *Viz. An Affirmation Act for such who, for Conscience Sake, cannot take an Oath.*

Resolved, That the Introduction to the said Bill be altered.

Resolved, That instead of the Words (*Dost thou solemnly and sincerely promise and Affirm*) these Words (*Dost thou Solemnly declare*) be inserted in the Bill.

Resolved, That the Clerk do amend the said Bill as above voted by this House; and the same was amended at the Table accordingly; and upon the Question put, agreed to by the House.

Resolved, That the said Bill be transcribed by the Clerk, and presented to the Governor (by *Nicholas Pile*, and *Joseph Kirkbride*) for his Concurrence; and then the House adjourned till Two a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

Nicholas Pile, and *Joseph Kirkbride* report, they had delivered the Affirmation Bill to the Governor, according to Order; and then the House adjourned till Eight a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The House proceeded in the Consideration of the Impost Bill.

The Petition of *William Trent* (desiring to be heard by this House before the second Reading of the said Bill) was read a second Time: And the said *William Trent* attending, was called into the House, and offered several Reasons: "That the Vessels belonging to the Inhabitants of this Province, now out at Sea, and bound hither directly from the Place of Growth, should be exempted from paying the said

Impost Duty; and for laying an additional or double Duty on Liquors imported by Foreigners, being not directly from the Place of Growth, &c." A Copy of which Reasons, the said *William Trent* delivered to the House in Writing (which were put upon the File) and then withdrew.

The Bill for corroborating the circular Line between the Counties of *Chester* and *New-Castle*, was read a third Time.

Resolved, N. C. D. That the said Bill do pass.

The Bill for acknowledging and recording of Deeds, was read a third Time, and amended.

Resolved, That the said Bill do pass.

Ordered, That *Richard Hill*, and *William Paxton*, do wait on the Governor with the said Bills, and desire his Concurrence thereto.

The said Members return, and report, they had delivered the said Bills, according to Order; and that the Governor informed them, he had not any Bills ready to send back to the House.

Ordered, That the Speaker issue his Summons to the several absent Members following, requiring their Attendance on the Service of Assembly next *Second Day*, viz. *Edward Farmar*, *Toby Leech*, *John Roberts*, *Thomas Rutter*, and *Stoffel Vansand*; and then the House adjourned till *Second Day* next, P. M.

The House met pursuant to Adjournment, the Speaker assumed the Chair, and the Members being called, a Quorum appeared; and then the House adjourned till Eight a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The Bill for laying a Duty on Wine, Rum, Brandy and Spirits, Cyder, Hops and *Negroes*, imported into this Province, was read a second Time.

The Reasons offered by *William Trent*, Merchant, why the said Duty should not affect the Vessels, now on their Voyages, belonging to the Inhabitants of this Province, &c. were also read.

Resolved, That the House proceed to read and debate the said Bill by Paragraphs; and accordingly went thro' the same, and made several Amendments. Agreed that the said Bill be committed.

A Petition of *Cornelius Connyer*, desiring Leave to bring in a Bill for erecting a Ferry from *Philadelphia* to *Daniel Cooper's*, and *Gloucester*, was read, and ordered to lie on the Table.

Ordered, That *Robert Jones*, and *Thomas Stevenson*, do wait on the Governor, and desire to know whether he has gone through any of the Bills passed by this House; and then the House adjourned till Three a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

Thomas Stevenson, and *Robert Jones*, brought from the Governor the Bill for acknowledging and recording of Deeds; and that for an Affirmation, with some Amendments.

The House proceeded to take into Consideration the said Amendments, and went thro' the same.

The Question being put, that the sacred Name be inserted in the Affirmation Bill, as proposed by the Governor? *Resolved in the Affirmative*: And the Bill was accordingly amended at the Table.

Ordered, That *John Swift*, and *Thomas Stevenson*, do wait on the Governor with the said Bills, and the Amendments of the House to the same; and then the House adjourned till Eight a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

John Swift, and *Thomas Stevenson*, report, that they had deliver'd the Bills to the Governor (with the Answer of the House to his Amendments) according to Order; and that he informed then, he would send to the House some Bills, with Amendments, in the Afternoon.

A Motion being made, and the Question put, that a Bill be brought in for the Ease of those who, for Conscience Sake, cannot take the solemn Affirmation, prescribed by the Bill sent Yesterday to the Governor? *Resolved in the Affirmative*.

Ordered, That *Robert Jones*, *Joseph Kirkbride*, and *Nicholas Pile*, do prepare and bring in the said Bill; and then the House adjourned till Three a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

Ralph Asheton, from the Governor, brought back these following Bills, passed by this House, *viz.* For Recovery of Fines and Forfeitures, &c. for continuing a Correspondence with the *Indians*; and for settling the Bounds between this Province and *New-Castle*; with the Governor's Amendments to the same.

The House proceeded in the Consideration of the said Amendments, and went through the same,

Ordered, That *Richard Hill* do wait on the Governor with the said three Bills, and the Amendments now made to the same by this House.

Robert Jones, from the Committee appointed to prepare and bring in a Bill for the Ease of those who, for Conscience Sake, cannot take the Affirmation, according to the Bill sent Yesterday to the Governor, brought in the Draught of a Bill accordingly; which he read in his Place, and delivered in at the Table, and was ordered a second Reading.

Joseph Growdon, James Logan, and Caleb Pusey, in a Message from the Governor, brought to the House the following Bills, *viz.* For erecting a Supreme Court in Law and Equity; for establishing the Courts of Common Pleas; for better ascertaining the Practice of Courts; and for determining Debts under *Forty Shillings*; with some Amendments to the said Bills. They also informed the House, that, if there be Occasion, a Committee of Council are appointed to meet this House in a Conference on the said proposed Amendments, and then withdrew.

The House read over the said Amendments, and agreed to proceed on the Debate thereof To-morrow Morning; and then the House adjourned till Eight a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The Bill for the Ease of such of the People called *Quakers*, as cannot take the Affirmation formerly allowed to them in *Great-Britain*, was read a second Time by Paragraphs, debated, and agreed to, with some Amendments.

Resolved, That the Title be altered, and made in these Words (*An Act for the Ease of such as conscientiously scruple to take the solemn Affirmation, formerly allowed in Great Britain*) and was accordingly altered at the Table.

Resolved, That the said Bill be committed.

The House, according to Order, proceeded on the Consideration of the Amendments sent Yesterday by the Governor to several Bills, passed by this House, and went through the same.

Ordered, That *John Swift*, and *Benjamin Mendenhall*, do wait on the Governor with the said four Bills, and the Answer to the Governor's Amendments; and to acquaint him, that if the Answer of this House does not give ample Satisfaction, they are willing to meet in a Conference as Yesterday proposed; and also to desire to know whether the Gover-

nor has gone through the Bill of Fees? And then the House adjourned till Three a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

John Swift, and *Benjamin Mendanhall*, report, they had delivered the Bill to the Governor, with the Answer of the House to his Amendments, according to Order; and that he said he had not any other Bills ready for the House.

Ordered, That *Richard Hill*, and *John Swift*, do wait on the Governor, and acquaint him, that this House (now drawing to a Conclusion of the Business depending) desire he would dispatch the Bills now before him, and especially the Bills of Fees; and that, if he pleases, the House will send him the Impost Bill for his Perusal, which has passed a second Reading; and that this House is not inclined to sit next Week, unless it be to pass the Bills of this Session.

The said Members return, and report, they cannot meet with the Governor.

The Impost Bill as amended was read, and debated; the further Consideration thereof was adjourned till To-morrow Morning; and then the House adjourned till Eight a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

Richard Hill, and *John Swift*, report, they delivered their Message to the Governor, according to Order; that the Governor answered, he should this Morning, as soon as his Council, came together, enter upon the Dispatch of all the Bills and Amendments now before him; and desired to have the Perusal of the Impost Bill.

The House, according to Order, proceeded in the Consideration of the Impost Bill; read and debated the same by Paragraphs.

Robert Asheton, in a Message from the Governor, acquainted the House, that the Governor had appointed a certain Number of the Council to meet this House, or as many as can attend, in the Conference, about some of the Bills now before him, at such Time and Place as the House shall think fit.

Resolved, That the House do meet the said Members of Council at Four a Clock this Afternoon in this House.

The Bill, intituled, *An Act for the Ease of such as conscientiously scruple to take the solemn Affirmation formerly allowed in Great-Britain*, was read a third Time;

Resolved, That the said Bill do pass.

Ordered, That *Richard Hill*, and *Robert Jones*, wait on the Governor with the said Bill, and desire his Concurrence thereto: And also that they leave the Impost Bill with the Governor for his Perusal.

Ralph Asheton, from the Governor, brought back these following Bills, approved by the Governor, *viz.* For the better Recovery of Fines and Forfeitures; for an Affirmation; and for corroborating the circular Line between *Chester*, and *New-Castle*; and then the House adjourned till Three a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The House resolved into a Committee of the whole House, in Order to a Conference with the Members of Council, pursuant to the Order of the House this Morning.

The Members of Council accordingly came, and after a long Conference, which lasted till Nine a Clock, withdrew; and then the Speaker re-assumed the Chair.

Ordered, That the Report of the said Conference be received To-morrow Morning; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

It was reported to the House, that the Substance of Yesterday's Conference related to the Governor's Amendments to these Bills following, *viz.* for erecting a Supreme Court in Law and Equity; for establishing the Courts of Common Pleas; for continuing a Correspondence with the *Indians*; for acknowledging and recording of Deeds; for determining Debts under *Forty Shillings*; and for better ascertaining the Practice of Courts; and that the said six Bills were left with the Speaker to be further considered by this House:

The House proceeded to a further Consideration of the Amendments proposed by the Governor, and the Reasons offered by the Members of Council in Yesterday's Conference, for the said Amendments, and went thro' the same.

Ordered, That *Richard Hill*, and *Robert Jones*, do wait on the Governor with the aforementioned six Bills, and the Answer of the House to the said Amendments and Reasons.

The said Members return, and report, they had delivered the Bills and Message to the Governor, according to Order; who desired a Conference with some Members of this House, this Afternoon at Four a Clock, about the Bill of Fees, and Impost Bill.

Ordered, That *Richard Hill*, *John Swift*, *Clement Plumsted*, *Thomas Stevenson*, *John Warner*, and *Gayen Miller*, with the Speaker, and any other Members, or so many of them as can attend, do wait on the Governor, and manage the said Conference, and make Report thereof to the House next Sitting.

Ralph Asheton, from the Governor, brought back the Bill for the Ease of such of the People called *Quakers*, as cannot take the Affirmation formerly allowed to them in *Great-Britian*, without any Amendments; and the Bill for assigning Bonds, &c. with an Amendment; to which the House agreed.

A Motion being made, that a Bill be brought in for enabling the Executrix of *Samuel Carpenter*, late Provincial Treasurer, to receive and recover the Arrears of the Tax of *Two Thousand Pounds* for the Queen's Use:

Resolved, That Leave be given to bring in a Bill accordingly.

Ordered, That the Speaker issue his Summons to *William Stockdell*, *William Paxson*, and *Robert Harvey*, requiring their Attendance on the Service of this House; and then the House adjourned till *Third Day* next.

The following Members met this Day pursuant to Adjournment, *viz.* *David Lloyd*, Speaker, *Robert Jones*, *Jestell Jestis*, *Nicholas Waln*, *John Warner*, *John Roberts*, *Richard Hill*, *Clement Plumsted*, *Nathaniel Newlin*, *Nicholas Pile*, *Gayen Miller*, *John Swift*, *Joseph Kirkbride*, *Stoffel Vansand*, *William Stockdell*, and *Robert Harvey*; who having waited till past Nine a Clock, agreed to meet To-morrow Morning at Eight a Clock.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

Richard Hill and *Joseph Kirkbride* report, that they, with the Speaker, waited on the Governor for a Conference, according to Order of the nineteenth Instant; that the Members of Council not attending, the Governor gave them an Expectation of sending his Objections to the Impost Bill in Writing this Morning, when he expected the Council to come together.

Joseph Kirkbride, and *Evan Lewis*, being sent on a Message to the Governor, to desire that he would be pleased to send the Bill of Fees, and other Bills now before him; the said Members return, and report, they delivered their Message, according to Order; that the Governor informed them, he would speedily send to the House some Objections in Writing, relating to the Subject Matter, of the last Conference; and that the said Bills would this Morning be considered when

the Council came together; and then the House adjourned till Two a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

A Message being sent to the Governor by *Nathaniel Newlin*, and *John Swift*, to desire the Bills now lying before him; the said Members return, and report, they delivered their Message according to Order; and brought with them the following Bills, *viz.* The Bill for erecting a Supreme Court in Law and Equity; for establishing the Courts of Common Pleas; for better ascertaining the Practice of Courts; for determining Debts under *Forty Shillings*; and for laying an Impost on Wine, Rum, &c. and also a Paper from the Governor of his own Hand-writing, relating to the said Bills, which was read in the House, and delivered in at the Table, and is as follows, *viz.*

GENTLEMEN,

“MOST of the Bills returned you from the Council-board, being well digested there, I shall only observe to you, that some of them, especially that for enabling religious Societies, to purchase Estates, being Word for Word the same with that which is disapproved, I know not how I shall excuse my passing it again.

The Bill for the Manner of issuing out Writs is a Novelty, no where practised in his Majesty's Dominions, and will not only create Confusion in the Courts, but be a greater Expense to the People; to which, I must add, that it is inconsistent to the Trust reposed in me, by my Principal, to mangle an Office he has been pleased to patent.

The Impost Bill is of that Nature, that the Council are the more cautious in giving their Advice about it; so that being wholly to myself, I hope my Objections will meet with a friendly Interpretation.

That there is an Arrear due for my Support, for some Time past, as well as a Provision necessary for the Time to come, I suppose will readily be acknowledged; which I mention, not as falting the Allowance made by the Bill could it be certain, and received in a reasonable Time, but the Method now proposed will not, in my Opinion, raise any Thing; for I am informed, that several Merchants of this City design to transmit Home, as soon as possible, a copy of it, and to back it with a good Sum of Money, in order to get it repealed, which, they say, may be obtained in seven or eight Months; for that most, if not all the Laws, laying a Burden on Trade, hitherto

sent Home, have been disapproved. In the mean time, they resolve to refuse paying the Impost: and if their Effects are seized, will replevin, and stand Trial; and before Judgment can be obtained, the Act may appear here repealed.

To this is added, that if Trade is in this Manner, and at this Time, burdened, it may be more so the next Year, and at last the Merchants may be required to pay Assembly-mens Wages; to prevent which, they resolve to spare no Cost.

Now admit the Merchants complied with the Act, the Arrival of Vessels is so uncertain, that little is to be depended on that Way; and I cannot propose to see one Half of the first Payment before the Winter sets in; then no Vessel is to be expected till the Spring; by that Time, or sooner, I may be removed by Death, or otherwise; and tho' the Money is made payable to my Assigns, there is no sufficient Ground for an Action against the Provincial Treasurer, in Case he refuse to pay it.

Gentlemen, I cannot suppose you intend to disappoint me; therefore let all Uncertainties be removed, and I shall, as near as is proper, answer your Expectations."

The House proceeded to take into Consideration the Governor's said Objections, and went through the same.

Ordered, That *Richard Hill*, *Nathaniel Newlin*, and *Joseph Kirkbride*, do wait on the Governor with the said Bill (*for enabling religious Societies to purchase Estates*) and the Answer of the House to the Governor's Objections.

The said Members return, and report, they cannot meet with the Governor;

Ordered, That they deliver their Message, and make their Report To-morrow Morning.

Resolved, That a Bill be brought in for laying a Duty on *Negroes* and *Indian Slaves*, and that the Clauses relating thereto be omitted in the Impost Bill; the same Duty to continue for two Years.

Robert Jones brought in the Draught of a Bill for laying a Duty on *Negroes* and *Indian Slaves*; which was read, and ordered a second Reading; and then the House adjourned till Eight a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

Richard Hill reports, that he, with the other Members, delivered to the Governor the Bill for empowering religious Societies to buy Lands, &c. according to Order, with the Answer of the House to the Governor's Objections.

Ordered, That *Nicholas Waln*, and *Nicholas Pile*, do wait on the Governor, and desire to know whether he has gone through the Bill of Fees; and, if the Governor pleases, that the House is desirous to debate the same in a Conference.

The said Members return, and report, they had delivered their Message, according to Order; and that the Governor will send an Answer to the said Message.

Ordered, That *Richard Hill*, *Nicholas Waln*, *Nicholas Pile*, *Clement Plumsted*, and *Thomas Stevenson*, do wait on the Governor, and acquaint him, the House is upon the third Reading of the Impost Bill, and does propose that the Duty on Wine and Rum be immediately paid in Specie upon Landing.

The said Members return, and report, they delivered their Message to the Governor, according to Order; who said, he would send an Answer to the same; and then the House adjourned till Two a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The Bill for laying a Duty on Wine, Rum, Brandy and Spirits, Cyder, Hops and *Negroes*, imported into this Province, was read a third Time, and, with some Amendments, agreed to by the House.

Resolved, That the said Bill do pass.

Ordered, That the Clerk do transcribe the said Bill; and then the House adjourned till Eight a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

Ordered, That *Gayen Miller*, and *William Stockdell*, do wait on the Governor, and desire him to remit those Parts of the Bill of Fees which the Council has gone through.

The said Members return, and brought Part of the Bill of Fees, with some Proposals of Amendment, from the Governor and Council.

The House proceeded to take into Consideration the said proposed Amendments, and conceded to Part of them.

Ordered, That *Richard Hill*, *Nicholas Pile*, and *Robert Jones*, do wait on the Governor with the said Part of the Bill of Fees, and the Impost Bill, and to desire he would be pleased to dispatch them, that they may be ingrossed; because the Members cannot attend next Week.

The said Members return, and report, they had delivered the Bills, with Amendments, and their Message, to the Governor, according to Order; who made answer, the Council had

almost gone through the Bill of Fees, and would send the same, when finished, to the House; and then the House adjourned till Half an Hour after Two a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

Gayen Miller brought from the Governor the Impost Bill, and the Bill of Fees, with the Governor and Council's Objections against passing the Impost Bill, &c. which were read in the House.

Resolved, That the Speaker issue his Order to *Hannah Carpenter*, Widow and Executrix of *Samuel Carpenter*, late Provincial Treasurer, deceased, as follows, viz.

THESE are to require thee to keep all the Money, belonging to this Province, which remained in thy late Husband's Hands, or by thee received since his Decease, until thou receive further Order from this House, under the Hand of the Speaker of Assembly for the Time being, Dated, &c.

Which Order was drawn up, and signed by the Speaker accordingly; and *Nicholas Waln* was ordered to carry the same to the said *Hannah Carpenter*.

The House proceeded to take into Consideration the Governor's Objections to the Impost Bill, and agreed the Words (*Not otherwise appropriated*) be struck out of the Bill. They also went through the Bill of Fees;

Ordered, That *Richard Hill*, *John Swift*, and *Nicholas Pile*, do wait on the Governor with the said Bills as amended by the House, and desire his Concurrence thereto.

The said Members return, and report, they had waited on the Governor with the Bills as amended, and delivered their Message, according to Order; and that the Governor refused to pass the same; because he was of Opinion the Sum proposed would not be raised by the said Impost Bill; and then the House adjourned till Eight a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The House having taken into ³Consideration the Objections made by the Governor to the Impost Bill, by reason of the shortness of the Time therein appointed; and the Opposition likely to be made by the Merchants of this City, and by the *African Company*, in relation to the Clause about *Negroes*, which may occasion the Repeal of the said Bill; the same being fully debated, and a Motion being made, and the Question put, that the Inhabitants of this Province, in general, pay but one Half of the Impost Duty on Wine, Rum, &c. during the whole Term; that all Wine, Rum, &c. belonging

to Non-residents, pay the full Duty; that the Impost Bill be dissected, and the duty on *Negroes* be in a Bill by itself, as before resolved by this House; and that the said Duties be continued for three Years? *Resolved in the Affirmative.*

Ordered, That *Clement Plumsted*, *Robert Jones*, and *Thomas Stevenson*, do wait on the Governor, and acquaint him with the said Resolve; and that, if he acquiesces with the same, the House is inclined to adjourn for a short Time, in order to prepare and bring in the said Bill accordingly.

The said Members return, and report, they delivered their Message, according to Order; that the Governor desired to have a Copy of the said Resolve in Writing, which he would lay before his Council, and give his Answer in the Afternoon.

The Minutes relating to the said Resolve were copied, and accordingly sent to the Governor; and then the House adjourned till Two a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

Ordered, That *Edward Farmar*, and *Gayen Miller*, do wait on the Governor, and acquaint him, that the House are met, according to Adjournment, and wait for his Answer to their Message this Morning.

The said Members return, and report, they had delivered their Message to the Governor, according to Order; that his Council had not yet come together, and he was not willing to do any Thing without them.

Ordered, That *Toby Leech*, and *Thomas Stevenson*, do wait on the Governor, and acquaint him, that several of the Members have many Miles Home, and that the House desires to know his Answer to their Message this Morning.

The said Members return, and report, they had delivered their Message to the Governor, according to Order; who made answer, that the Proposal of the House was nowise satisfactory to him.

The Clerk of the House, pursuant to Order, brought in the Account of the Members Attending this Session; and their Tickets were signed by the Speaker, by Order of the House.

The Speaker brought his Account of Bills drawn this Session, by Order of the House, amounting to *Twenty-five Pounds*, which was read, and allowed, and an Order issued under his own Hand (witnessed by the Clerk) on *Hannah Carpenter*, Executrix of the late Provincial Treasurer, for Payment thereof, £ 25 0 0

Thomas Wilson, Clerk, produced his Account for Attendance and Business done this Session, amounting to *Forty Pounds*, which was read, and allowed, and Order issued under the Speaker's Hand, as above, for Payment thereof, } £ 40 0 0

Nicholas Rosongan, Door-keeper, brought in his Account, amounting to *Fifteen Pounds, Sixteen Shillings*, which was read, and allowed, and Order issued, as above, for Payment thereof, } £ 15 16 0

William Hill, Door-keeper of the Council, brought in his Account for Thirty-one Days Attendance, which, at *Two Shillings and Six-pence per Day*, amounts, to *Three Pounds, Seventeen Shillings, and Six-pence*, which was read, and allowed, and Order issued, as above, for Payment thereof } £ 3 17 6

An then the House adjourned till the One and Twentieth of the *Seventh Month* next, unless the Governor see Cause to call them together sooner.

THE followong Members of Assembly met this Day pursuant to Summons from the Governor, *viz. David Lloyd*, Speaker, *Robert Jones*, *Jestell Jestis*, *Edward Farmar*, *John Warner*, *Toby Leech*, *John Roberts*, *Clement Plumsted*, *Nathaniel Newlin*, *Nicholas Pile*, *Benjamin Mendenhall*, *Richard Maris*, *Gayen Miller*, *John Swift*, *Joseph Kirkbride*, and *Everard Bolton*; and then adjourned till Eight a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

John Swift had Leave to be absent for some Time this Morning.

The Minutes of this House, the last Week of their last Session, were read,

The Summons of the Governor, for calling the Members of Assembly together, was read, being as follows, *viz.*

CHARLES GOOKIN, Esq; Lieutenant Governor of the Province of *Pennsylvania*, &c.

To the SHERIFF, &c.

Pennsylvania, ss. WHEREAS the Assembly of this Province having, in the Month of March last, divers Matters of the greatest Weight and Importance before them, which required to be dispatched for the Publick Good and Safety of all his

Majesty's Subjects in this Government, they, the said Assembly, notwithstanding, thought fit, without my Consent or Approbation, to adjourn themselves to the latter End of their yearly Sessions; by which Means, the Expectations of all good People, who depended on a suitable Provision to be then forthwith made, to answer the several Exigencies of the Government, became intirely disappointed: The great Inconveniences of which must still continue unremedied until another Assembly be chosen, unless they are called together before the Time of their said Adjournment. These therefore are (by and with the Advice of the Council) to require and command you, That you forthwith summon all the Representatives, chosen in your County for the said Assembly, that they meet me at Philadelphia, the Second Day of May next, to proceed to the Dispatch of the said Affairs, and such other Matters as I may have Occasion to lay before them; and, without Delay, make Return of this Writ into the Secretary's Office. Given under my Hand, and Lesser Seal of the said Province, at Philadelphia, the Sixteenth Day of April, Anno Domini, 1715.

A Message being sent to the Governor by *Richard Hill*, and *Joseph Kirkbride*, that the House are assembled together, pursuant to his Summons, in order to dispatch the Affairs depending before them; and ready to receive such other Matters as he thinks fit to lay before them; and also to desire to know, whether he has any Thing new from *England* or the Proprietary, to communicate to this House: The said Members return, and report, that they delivered their Message, according to Order; that the Governor acquainted them, he had nothing new from *England* or the Proprietary to lay before this House; and that he expected his Council this Morning, who not being yet come together, he had sent to this House, in Writing, what he intended to communicate to the Council, being as follows.

GENTLEMEN,

"ALTHOUGH your Affairs would not allow you Time, when last together, to dispatch the important Business then before you, yet how consistent your breaking up and Adjournment to the End of your Year, without my Consent or Knowledge, was with your Trust and Duty, you have by this Time, I suppose, had Occasion to consider.

"As by that Adjournment it followed, that either the great Exigencies of Government must remain unprovided for till another Election, or that I must call you again by Writ, I found it necessary, in Discharge of the Trust reposed in me,

to give you this Opportunity of retrieving what before you had otherwise put out of your Power.

The Administration of Justice, which is by all Men acknowledged the Life of Government, has, to our Reproach, as well as great Insecurity to his Majesty's Subjects here, lain for a long Time Dead; and a Provision for my Support which you are sensible is justly due to me, both call for Dispatch; which, now you are more at Leisure, I hope will be given them without Delay.

The Bills prepared for the first of these may be easily accommodated, if you will prefer good Order and Regularity in your Proceedings to Novelty and untry'd Experiments; and how unfit the Methods proposed for the latter would be found, you cannot, on further Reflection, but be sensible; nor is it improper to consider how just they would have proved, had they been practicable, since I find it a general Complaint of the Merchants, that the Liquor, from which most of the Tax must have risen, will not now, after their Voyages are made, return the first Cost to the Adventurers: I hope therefore you will, of yourselves, be convinced of the Necessity there is to take more equal Measures.

Gentlemen, I have, since my Arrival here, met with Assemblies of very different Tempers, with some of which I have not been able to effect any Business; such as has been the Unhappiness of this Province in those Years: But as you have expressed a hearty Zeal for the Good of the Publick, not without some Respect to my Affairs, so I shall depend on your Care and Resolution to dispatch what relates to both; in which I must earnestly recommend to you that Temper and Unanimity which will always best forward Business; and shall only put you in Mind, that the best of People's Principles is their Publick Actions, when not accountable by any Law but that of their Consciences and Honor."

The House proceeded to take into Consideration the said written Message from the Governor; and after a long Debate thereon.

Resolved, That a Message in Writing, be sent to the Governor, as follows, *viz.*

THAT this House having taken the Governor's Message this Day into Consideration, do find it necessary, before we enter upon a more particular Answer, to signify, that we are ready to proceed upon the Bills perpared and laid before the Governor for his Concurrence, and make the same Provision for

him as was then proposed; for the Circumstances of the Country will, at present, admit of no other.

Resolved, That the said Message be signed by the Speaker, and delivered to the Governor by *Richard Hill, Edward Farmar, Nicholas Pile, and John Swift*, immediately, and that they desire the Governor's Result thereon; and then the House adjourned till Three a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared; and then the House adjourned till Eight a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

John Swift, reports, that he, with the other three Members, delivered their Message to the Governor, according to Order; who said, he would return his Answer in the Afternoon; and then the House adjourned till Three a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

Joseph Growdon, and Griffith Owen, Members of Council, in Message from the Governor, brought an Answer from the Governor and Council in Writing, which was read in the House, and is as follows.

"THE Governor is ready to proceed with the Assembly to finish the Business depending; but cannot be persuaded but that it is as much a Part of the Assembly's Business to provide for a Support for the Governor as for any other Exigency of the Country. The Methods hitherto proposed will by no Means answer the End; and therefore the Governor desires the House to think of some other that may prove both more effectual and more equal, otherwise he will have Reason to think that, while Care is taken of all other the Wants of the Country, it is not intended there should be any Regard had of him, or his Support in the Administration; which, when the Assembly considers, it is hoped they cannot expect his Concurrence in other Matters upon Terms so hard to himself. Both the Governor and the Country are great Suffers at present for want of necessary Bills to be passed into Laws; and it lies wholly in the Breast of the Assembly to make both easy."

May 4, 1715.

The House proceeded to take into Consideration the said Answer of the Governor; and, after a long Debate thereon, *Resolved*, That *Richard Hill, Robert Jones, Nicholas Pile, and John Swift*, be a Committee to draw up and Answer to the

Governor's two written Messages to this House since our last Meeting, and bring the same to the House To-morrow Morning; and then the House adjourned till Ten a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The Committee brought in the Draught of an Address in answer to the Governor's two written Messages to this House, according to Order, which was read in the House.

Resolved, That the said Answer of the Committee be read and debated in the Afternoon; and then the House adjourned till Three a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The Address of this House, in answer to the Governor's two written Messages, was read by Paragraphs, debated, and with some Amendments agreed to by the House, being as follows, viz.

May it please the Governor,

THIS House being fully satisfied that their faithful Endeavours have not been wanting to promote the Publick Good of this Province, as much as in them lies, according to the Trust reposed in them, as may appear by those necessary Bills which they presented to the Governor before their last Adjournment, though at a Juncture when their own private Affairs suffered by their Absence; and therefore no just Cause for the Imputations which seem to be cast upon us by thy Summons, and two written Messages, of the third and fourth Instant. And as to our Adjournment to the latter Part of the Year without thy Approbation, and thereby putting it out of our Power to do any Thing further, it was then considered, and cannot be denied, but that we had done what we could in preparing Matters for thy Concurrence, which this House are well assured would have proved effectual, both to answer the Exigencies of this Province, and support the Administration of Government, if thou hadst thought fit to have given thy Sanction thereto; but, contrary to the Expectation of this House, thou wast pleased to deny passing of any one Bill then made ready, unless some particular Members of this House would actually become engaged for the Payment of a certain Sum in Lieu of what was proposed to be raised for thy Support. This gave the Assembly too much Ground to suspect there might be some new Attempt, by Persons disaffected to our Proceedings, to frustrate the same, as it is suggested was the Fate of the last Assembly, by an Expectation given the Gov-

overnor, of otherwise supplying him with a Sum of Money on those Conditions; which Practices, whenever introduced, as they are inconsistent with an English Constitution, so must needs tend to nothing but Confusion and Disorder: Therefore we thought it better to adjourn, and retire to our own private Business, and leave the Governor to ponder Things in his own Mind, or further consult his Council, or other Friends to this Government, as he might see Occasion; not forgetting that it was in his Power to call us again whenever he should find himself disposed to act in Conjunction with us, and pass the said Bills into Laws, or such of them on which the Security and Protection of the People of this Province so much depends.

And now, may it please the Governor, being again met, we do, with hearty Desires, earnestly entreat thee to take these Things into Consideration, and properly to use thy Power in rendering to the People their just Rights, viz. The Administration of Justice, and the Benefit of the Laws, which is the true End of Government; and such an inherent Right in the Subjects of Great-Britain, as could reasonably be expected, should now be purchased under the Proprietary, for whom, with the Sweat of the Brow, a Wilderness has been cultivated to a fruitful Field, and a handsome Colony added to the Crown. And although this House has not been unmindful of the Lieutenant Governor, but have, as a Token of their Gratitude, made a suitable Provision for his Support in the Administration of Government, yet crave Leave once more to acquaint the Governor, we ask no new Privilege of Power or Property to ourselves, or those we represent; And therefore, as his Grand Council and hearty Wellwishers, give it as our Opinion, that he ought to invest the People of this Province, over whom the Proprietary, by Commission, honoured with the royal Approbation, hath given him Charge, with their just Rights, in which this House is ready to perform their Part, and not to embarrass or delay the same, so much to the Injury of the King's Subjects here, in rendering them thereby more unhappy than in any other his Majesty's Dominions.

We think the Method proposed to raise the Supply are equal, and we hope the Governor was of that Opinion when he proposed the above-mentioned Security; and though the Time is much lapsed, we conclude that the Sum proposed may yet be raised by the Impost Act; but if it should not, we shall give the Governor all the Assurances that the Assembly can properly give, to make good the Deficiency.

Resolved, That the said Address be ingrossed, signed by the Speaker, and presented to the Governor (by *Nathaniel Newlin*, and *John Warner*) To-morrow Morning; and then the House adjourned till Ten a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

Nathaniel Newlin and *John Warner* report, they delivered the Address of this House to the Governor, according to Order; that the Governor said, as soon as his Council came together, he would consider of an Answer to the said Address; and then the House adjourned till Four a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared; and then the House adjourned till Eight a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

A Message being sent to the Governor by *Gayen Miller* and *Samuel Garrat*, to desire an Answer to the Address of the House; and to know if he has any Thing further to lay before this House; the said Messengers return, and brought an Answer in Writing from the Governor, which was read in the House, and is as follows.

GENTLEMEN,

"THE Council are unwilling to assist me in answering your late Message, and give me good Reasons for it. Being now alone, I shall not take it to Pieces, but only take Notice to you, that what you mention about my requiring Security for the Money you promised, was spoken jocularly, and I so told the Messengers, and forbid them to deliver it as a Message; yet you answer it as one, which, I cannot but say, looks with a very unkind Air. Your mentioning a Story of Money offered me the last Year, is of the same Nature; for it is very well known it was proposed only by one Person, and I, with Scorn, rejected it.

But, to come to the Matter, I am very willing to agree with you in most of the Bills proposed for my Assent; but that of the Impost seems to me to be so unequally laid, that I cannot clear my Conscience of Partiality should I pass it as now drawn up; besides, should the Merchants make no Opposition to it, it will come very far short of the End you Propose. Therefore, I earnestly desire you will take it into your further Consideration."

The House proceeded to take into Consideration the Governor's said Answer to the Address of this House; and, after a long Debate thereon,

Resolved, That if the Governor (according to the Expectations frequently given) will pass the Bills laid before him, this House will raise a Land Tax, and encrease the Duty upon Wine, and continue it upon *Negroes*, Hops, Cyder and Rum, brought in, not from the Place of Growth; as also upon Rum imported or consigned by Non-residents.

Resolved, That *Robert Jones*, *Clement Plumsted*, *Samuel Garrat*, and *Stoffel Vansand*, deliver the said Message to the Governor, and desire his Answer thereto.

The said Members return, and report, they had delivered their Message, according to Order; that the Governor answered, he would pass all the Bills together when the Money Bills were compleated.

Resolved, That the Speaker, with *Richard Hill*, *Clement Plumsted*, and such other Members as can attend, do prepare a Bill for raising the said Land Tax; and model the Impost Bill as voted by this House, and bring in the same next Sitting; and then the House adjourned till the sixteenth Instant, at Five a Clock in the Afternoon.

THE following Members of Assembly met this Day pursuant to Adjournment, *viz.* *David Lloyd*, Speaker, *Robert Jones*, *John Warner*, *John Roberts*, *Richard Hill*, *Clement Plumsted*, *Nathaniel Newlin*, *Evan Lewis*, *Benjamin Mendenhall*, *Samuel Garrat*, *John Swift*, *Everard Bolton*, and *William Paxon*; who having waited until Nine a Clock, adjourned till Two a Clock To-morrow Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The Bill for laying a Land Tax, and the new modeling of the Impost Bill not being compleated, by reason of the Indisposition of the Speaker, agreed to adjourn until *Second Day* next; and that the Speaker be desired, with the Asssistance of the Committee, to compleat them by that Time; and then the House adjourned till *Second Day* next, in the Afternoon.

THE following Members of Assembly met this Day pursuant to Adjournment, *viz.* *David Lloyd*, Speaker, *Robert Jones*, *John Roberts*, *John Warner*, *Jestell Jestis*, *Clement Plumsted*, *John Swift*, *Joseph Kirkbride*, *Everard Bolton*, and *Stoffel Vansand*; who having waited till Eight a Clock, agreed to meet again To-morrow Morning at Nine a Clock; and then adjourned till Nine a Clock To-morrow Morning.

The following Members of Assembly met this Day, *viz.* *David Lloyd, Speaker, Robert Jones, Jestell Jestis, John Warner, Nicholas Wain, John Roberts, Richard Hill, Clement Plumsted, Nathaniel Newlin, Nicholas Pile, Evan Lewis, Gayen Miller, Richard Maris, John Swift, Joseph Kirkbride, Everard Bolton, and Stoffel Vansand.*

Ordered, That *Joseph Kirkbride, and Clement Plumsted*, do wait on the Governor, and acquaint him, that they cannot make up a Quorum to proceed to Legislation; and desire him to consider of what Methods he thinks proper to call the Members together.

The said Members return, and report, they delivered their Message to the Governor, according to Order; who made answer that he would send out his Summons to call the Members together as soon as possible.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The Bill, intituled, *An Act for raising a Supply of One-Penny per Pound, and Four Shillings per Head*, was read the first Time, and ordered a second Reading.

The Bill, intituled, *An Act for laying a Duty on Wine, Rum, Brandy and Spirits, Cyder and Hops, imported into this Province*, was read, and order a second Reading.

The Bill, intituled, *An Act for laying a Duty on Negroes, imported into this Province*, was read, and ordered a second Reading; and then the House adjourned till Three a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The Bill for a Supply of *One Penny per Pound, and Four Shillings per Head*, was read a second Time, amended, and ordered to be committed.

A Bill, intituled, *An Act to enable Hannah Carpenter, Re-lect and Executrix of Samuel Carpenter, late Provincial Treasurer, deceased, to receive and recover the Arrears of the Tax of Two Thousand Pounds for the late Queen's Use*, was read the first Time.

The Bill for laying a Duty on *Negroes*, imported into this Province, was read a second Time, and committed; and then the House adjourned till Eight a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The Bill for laying a Duty on *Wine, Rum, Brandy and Spirits, Cyder and Hops*, imported into this Province, was read a second Time, and committed.

The Bill for laying a Duty on *Negroes* imported into this Province, was read a third Time, and, with an Amendment, agreed to by the House.

Resolved, That the said Bill do pass.

The Bill for a Supply of *One Penny per Pound*, and *Four Shillings* per Head, was read, a third Time, and amended.

Resolved, That the said Bill do pass.

Ordered, That the said Supply Bill, and the Bill for a Duty on *Negroes*, be presented to the Governor (by *Richard Hill*, *Nicholas Pile*, *Nicholas Waln*, and *Joseph Kirkbride*) for his Concurrence; and then the House adjourned till Three a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The Members appointed to deliver the two Bills to the Governor for his Concurrence, report, they delivered the same accordingly; and that the Governor said, he would give them all possible Dispatch.

The Bill for laying a Duty on Wine, Rum, Brandy and Spirits, Cyder and Hops, imported into this Province, was read a third Time, and amended.

Resolved, That the said Bill do pass.

Ordered, That *Clement Plumsted* and *Nathaniel Newlin*, do wait on the Governor with the said Bill, and desire his Concurrence thereto.

The said Members return, and report, they had delivered the said Bill to the Governor according to Order; who made answer, he would give it all possible Dispatch.

Joseph Growdon, and *Samuel Preston*, Members of Council, brought back from the Governor the three Bills, with some proposed Amendments, which they delivered by Word of Mouth.

The House proceeded to take into Consideration the said proposed Amendments, and went through the same.

Ordered, That *Clement Plumsted*, and *Nathaniel Newlin*, do wait on the Governor with the said Bills for a Supply and Impost on Wines, &c. as amended by the House, and desire his Concurrence thereto.

The said Members return, and report, that they had delivered the Bills to the Governor, according to Order; and then the House adjourned till Eight a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The House took into further Consideration the Bill read the Twenty-fifth Instant, to enable *Hannah Carpenter*, Relict and

and Executrix of *Samuel Carpenter*, late Provincial Treasurer, to receive the Arrears of *Two Thousand Pounds* (the late Queen's Use, and to enable her to pay or give Discharges, in the Premises, as the Laws relating thereunto desire.

Resolved, That a Clause, (only) for that Purpose, be added to the Supply Bill, which was brought in accordingly; and being read, was agreed to by the House.

Ordered, That *Clement Plumsted* represent the same to the Governor for his Concurrence.

The said Member returned, and reports, he delivered the said Bill, with the additional Clause, to the Governor, according to Order; who said, he would lay the same before the Council, and return his Answer thereupon in the Afternoon; and then the House adjourned till Three a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

Ordered, That *Clement Plumsted*, and *Robert Jones*, do wait on the Governor and desire him to appoint some Members of Council to join with Members of Assembly in examining the ingrossed Bills with the Copies.

The said Members return, and report, that the Governor will appoint Members of Council for the said Service.

James Logan, and *Jonathan Dickinson*, Members of Council, on a Message from the Governor, proposed to the further Consideration of this House, *viz.* That the Number of Judges in the Supreme Commission be made Three (which stands Four in the Bill) that the *Precipe*, mentioned in the Bill of Practice, be left out; and that the Writs should issue out of the Office, as heretofore.

The House took into Consideration the said Message, and agreed to the first Proposal; but could not concede to the two latter.

Ordered, That *Clement Plumsted*, *Robert Jones*, *Nicholas Pile*, and *Joseph Kirkbride*, do wait on the Governor, and acquaint him therewith; and that the House earnestly desires the Dispatch of Affairs depending; and that he would please to pass the Bills as now prepared.

The said Members return, and report, they delivered their Message, according to Order; and that the Governor was pleased to say, he expected the House would meet in the Morning, and should then hear further from him.

Ordered, That the Speaker, *Richard Hill*, *Clement Plumsted*, and *Robert Jones*, attend, with the Members of Council, to examine the ingrossed Bills, with their Copies, and report

the same To-morrow; and then the House adjourned till Eight a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The Speaker reports, that he, with several other Members of this House, had, Yesterday, examined the ingrossed Bills with several Members of Council, and that they were ready for the Governor to pass them.

A Message being sent to the Governor by *Clement Plumsted*, and *Robert Jones*, that the Bills are ready, and desire to know when he will be pleased to pass the same: The said Members return and report. the Governor expected his Council together immediately, and would, when assembled, give the House Notice.

Resolved, That a fair Copy of the Laws of this Session be made by the Clerk, in order to print the same.

Resolved, That the Speaker issue an Order, under his Hand, directed to the Provincial Treasurer, for Payment of *Twenty Pounds* for defraying the Charge of Printing the same (sixty Copies whereof shall, by him, be distributed to the present Members of this Assembly, and the several Magistrates of this Province) and the Overplus, if any, shall be paid for the immediate Service of this House.

<p>The Clerk produced his Account of Service and Attendance since the Twenty-sixth of the <i>First Month</i> last, amounting to <i>Thirteen Pounds, Six Shillings, and Nine-pence</i>, which was read, and allowed, and Order issued under the Speaker's Hand, on the Provincial Treasurer, for Payment of the same.</p>	}	£ 13 6 9
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<p><i>Nicholas Rosogan</i>, Doorkeeper, produced his Account, for fourteen Days Attendance as above, and three Days on the Speaker and Committee, which, at <i>Two Shillings, and Six-pence per Day</i>, amounts to <i>Two Pounds, Two Shillings, and Six-pence</i>, which was allowed, and Order issued as above.</p>	}	£ 2 2 6
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<p><i>David Lloyd</i>, produced his Account, for immediate Service in drawing the Supply Bill, and new modelling the two Impost Acts, amounting to <i>Five Pounds</i>, which was allowed, and Order issued as above.</p>	}	£ 5 0 0
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The Speaker, with the whole House, waited on the Governor, in order to pass the Laws of this Sessions; and being re-

turned, the Speaker reports, that the Governor had given his Assent to all the Laws passed this Session, and that he, according to Custom, has signed the same at the Council Table.

Richard Hill, and *Clement Plumsted*, are appointed to draw up an Address to the King, and another to the Proprietary.

Ordered, That *Richard Hill*, *Nicholas Waln*, *Nicholas Pile*, and *John Swift*, do, with some Members of Council, see the Great Seal affixed to the Laws.

Resolved, That this House do meet together, at Two a Clock this Afternoon, to attend the Governor, at the Publication of the Laws; and on the Ninth of the next Month to complete the Address aforesaid; and then the House adjourned till the ninth Day of the *Fourth Month* next.

THE following Members of Assembly met pursuant to Adjournment, *viz.* *David Lloyd*, Speaker, *Jestell Jestis*, *John Warner*, *John Roberts*, *Richard Hill*, *Nathaniel Newlin*, *Nicholas Pile*, *Richard Maris*, *John Swift*, *Joseph Kirkbride*, *Everard Bolton*, and *Stoffel Vansand*; who having waited until Eight a Clock, agreed to meet at Eight a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

A Complaint being made by several Members of this House, that there have been very frequent and great Tumults raised in this City, under the Pretence of supporting and abetting one *Francis Phillips*, who has lately been indicted for heinous Crimes and Misdemeanours; and a Motion being made, that this House would consider of proper Methods to prevent the like Tumults for the future.

Resolved, That an Address be drawn up, and presented to the Governor, in relation to the said Complaint; and that the Speaker, with *Richard Hill*, do prepare a Draught of an Address accordingly, and bring in the same this Afternoon; and then the House adjourned till Three a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The Speaker brought in the Draught of an Address to the Governor, pursuant to Order, which was read, and agreed to N. C. D. without any Amendment, being as follows, *viz.*

To CHARLES GOOKIN, Esq; Lieutenant-Governor of the Province of Pennsylvania, &c.

The ADDRESS of the Representatives of the Freemen of the said Province, in General Assembly met, the
10th Day of June, 1715.

May it please the Governor,

WE were in hopes, that the Opening of the Courts of Justice might have been a Means to put a Stop to those Tumults which frequently happened in this City since the Beginning of our Session; so that our Meeting now would have been to crown our Labours with a general Satisfaction.

But, to our great Disappointment, we understand, by credible Information, that some of those who occasioned those Tumults, in order to annoy their opposite Party, are now levelling their Malignity against the Magistrates of this City and County, and endeavouring to prevail with the Governor to be of Opinion, that here is no Power to bring to Trial a certain Clergyman, who is charged by Indictment, at the King's Suit, for committing Fornication, against the King's Peace, and the Law of this Province, &c.

We desire the Governor to consider, that Fornication, and such like Offences, which in other Places may be of ecclesiastical Connusance, are by the Laws of this Province made triable in the Quarter-Sessions; and as our Laws are, by the royal Charter, to be inviolably observed, so the Governor and Magistrates are bound in Duty to cause the same to be put in Execution: Therefore we are of Opinion, that whosoever doth or shall assert, or endeavour to incense or persuade the Governor, or any other, that the Court of Quarter-Sessions, as by Law established, hath no Cognizance of the said Offences, are, and shall be deemed Enemies to the Governor and Government of this Province.

And now, may it please the Governor to take speedy Care, by such Ways and Means as may be effectual, to discourage and suppress the said Tumults, and disperse all tumultuous Gatherings of People in this City, and more especially those who shall endeavour to weaken the Hands of the Magistrates in the Discharge of their Duty; or shall speak or act in Derogation to their Authority; or shall in any wise attempt to screen or rescue the said Malefactor from the course of Justice.

As we have been, and hope shall be, willing to support the Government, for we are earnestly concerned, that the King's Subjects may be protected under thy Administration; and for that End we do insist, that thou wilt be pleased to cause the

Laws to be duly put in Execution; and to countenance and not discourage the Magistrates and Officers in the Discharge of their Duties, that so the People may be reduced to their former Obedience, and Applications for Redress elsewhere be prevented.

We also desire, that Persons be commissioned, and Courts called for speedy Trial of those criminal Causes now depending.

Resolved, That the said Address be ingrossed, signed by the Speaker, and presented to the Governor by Richard Hill, Nathaniel Newlin, Joseph Kirkbride, and John Roberts; and that they make Report To-morrow Morning; and then the House adjourned till Seven a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The Members appointed to deliver the Address of this House to the Governor, report, they delivered the same accordingly.

A Message was sent to the Governor, by *Clement Plumsted*, to desire an Answer to the Address of this House, delivered to him last Night.

<i>Robert Asheton</i> brought in his Account, as Clerk of the Council, for the Year 1713, being <i>Fifteen Pounds</i> , which was read and allowed.	£ 15 0 0
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<i>Charles Brockden</i> , Deputy-Master of the Rolls, his Account, being <i>Eight Pounds, Fifteen Shillings</i> and <i>Six-pence</i> , was also read and allowed,	8 15 6
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<i>Ralph Asheton's</i> Account was read, of which <i>Twenty-four Pounds, Three Shillings</i> and <i>Six pence</i> , was allowed,	24 3 6
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<i>William Pawlett</i> , his Account, as Door-keeper of the Council, for <i>Twenty-five Days</i> Attendance on the Council, at <i>Two Shillings</i> and <i>Six-pence per Day</i> , being <i>Three Pounds, Two Shillings</i> and <i>Six-pence</i> , was read and allowed, and Order issued to the Treasurer for Payment thereof,	3 2 6
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<i>David Evans</i> produced his Account, whereof <i>Five Pounds</i> was allowed, and Order issued for Payment as above,	5 0 0
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Isaac Norris, and *James Logan*, brought from the Governor an Answer to the Address of this House of the 10th Instant.

GENTLEMEN,

"THE Tumults that have hitherto happened, I have immediately endeavoured to quell, and, I hope, with good Ef-

fect; the Courts are now Opened; the Administration of Justice is restored; and if any should appear so audacious as to oppose the Magistrates, they shall not want my Countenance and Assistance to suppress the Attempt; I am sorry it should be surmised to the Assembly by any, that those who shew a Malignity to the Magistracy, could have Grounds of Hope to prevail with me to favour them; on the contrary, they shall find (if there be any such) that I shall exert all the Authority with which I am vested, to support the Proprietary's Powers of Government, and the Magistrates, in the Execution of the Laws, and full Discharge of their Duty.

The Commissions that are not yet issued, will be forthwith expedited."

The said Members also acquainted the House, that the Governor and Council desired this House to join with them in an Address to the Crown and Proprietary.

Resolved, That the Address of this House to the Governor, and the Governor's Answer, be copied by the Clerk, and published in the Coffee-house.

The Tickets of the Members Attendance this Session were drawn up, and signed by the Speaker, by Order of the House; and then the House adjourned till the Twenty-first of September next, unless the Governor see Cause to call the House together sooner.

THE following Members of Assembly met, pursuant to Adjournment, viz. David Lloyd, Speaker, Robert Jones, John Roberts, Nathaniel Newlin, Nicholas Pile, Evan Lewis, John Swift, and Everard Bolton.

(And thus Ends the Minutes of this Year.)

At an ASSEMBLY held in PHILADELPHIA, the Fourteenth Day of OCTOBER, ANNO DOMINI, 1715.

The Names of the Representatives of the Freemen of this Province, elected to serve in Assembly for the ensuing Year, according to the respective Sheriffs Returns, bearing Date the first Day of the Eighth Month, Anno, 1715, viz.

Philadelphia County.	Chester County.	Bucks County.
John Roberts,	David Lloyd,	Joseph Growdon,
Jestell Jestis,	Samuel Garratt,	Speaker.
Robert Jones,	Henry Lewis,	John Swift,
Edward Farmar,	Henry Hayes,	John Sotcher,
Toby Leech,	William Pile,	Thomas Yardly,
Nicholas Waln,	Edward Beazer,	Jeremiah Langhorne,
John Warner,	Phillip Taylor,	Thomas Stackhouse,
Benjamin Duffield,	David Lewis.	John Frost,
		Thomas Harding.

*City of Philadelphia.**Richard Hill,**Isaac Norris.*

THE Representatives of the Freemen of this Province, elected to serve in Assembly for the ensuing Year, met at the usual Place in the City of *Philadelphia*; and being a Quorum, as the Law and Charter of Privileges directs, made Choice of *Joseph Growdon*, Esq; to be their Speaker.

Ordered, That *Richard Hill*, and *Thomas Stackhouse*, do wait on the Governor, acquaint him the House are met, have chose their Speaker, and desire to know when they shall wait on him, in order to present their Speaker; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

Richard Hill, and *Thomas Stackhouse*, report, they had delivered their Message to the Governor according to Order, who made answer, he would be ready to receive them in about an Hour's Time.

Ordered, That the Clerk do prepare a Qualification to be subscribed by the Members of this Assembly.

A Message from the Governor, by *Robert Asheton*, Member of Council, that he is ready to receive this House, with their Speaker.

The House accordingly waited on the Governor, in order to present their Speaker, who was pleased to approve him; and being returned, the Speaker reports, that the Governor had been pleased to make a Speech to this House, of which he had obtained a Copy, being as followeth:

GENTLEMEN,

"IT was with great Alacrity I passed the Bills laid before me by the last Assembly; and I gave the Country my hearty Thanks for the Provision they made, by a Land Tax, for my Support in the Administration; but, by I know not what Accident, the Law for that End is rendered ineffectual: I hope, Gentlemen, you will not leave me under any Uncertainty in that Affair.

Gentlemen, I am to acquaint you, that I have writ to the Proprietary, for his Leave to go Home in the Spring, and to some Persons of note, to procure me the King's License of Absence for twelve Months. Till I return, or that you have another Governor, no Laws can be passed by the Council, whatever Difficulties the People may happen to labour under; therefore I give you this Notice, that you may prepare such

Bills as may be necessary for the Welfare of the Province, and you shall find me ready to join with you."

The House proceeded to take into consideration the Governor's Speech, and after some Debate thereon,

Resolved, That a Committee be appointed to prepare and bring in a Bill for reviving and enforcing the Execution of the Act for raising a Land Tax, passed by the late Assembly, and mentioned in the Governor's Speech.

Ordered, That *David Lloyd, Richard Hill, Nicholas Waln*, and *John Swift*, do prepare and bring in the said Bill, at the next Sitting of the House.

The Clerk, according to Order, brought in a Qualification to be subscribed by the Members of this House, which being read by him in the House, with an audible Voice, was subscribed by the following Members, *viz. Joseph Growdon*, Speaker, *John Roberts, Jestell Jestis, Toby Leech, Nicholas Waln, John Warner, Benjamin Duffield, Richard Hill, Isaac Norris, David Lloyd, Samuel Garratt, Henry Lewis, Henry Hayes, William Pile, Edward Beazer, Phillip Taylor, John Swift, John Sotcher, Thomas Yardley, Thomas Stackhouse, John Frost*, and *Thomas Harding*.

The House being informed, that for want of a Copy of the Laws of the last Session, the Justices of the County of *Chester* had not sat on the Day prefixed by the said Act, whereby a Discontinuance of the Process had happened in the Court of Common Pleas in that County; and a Motion being made, that a Bill be brought in for reviving and continuing the same.

Ordered, That a Bill be brought in for that Purpose, and that the aforesaid Committee do prepare and bring in the same accordingly.

A Message being sent to the Governor by *Nicholas Waln*, and *John Roberts*, to acquaint him, that the House have taken into Consideration that Part of his Speech relating to the Land Tax; that they have appointed a Committee to prepare and bring in a Bill to revive and enforce the Collection of the Money to be raised by the said Tax; and have proposed to adjourn till the Twenty-fourth Instant, in order to have the said Bill prepared and brought in accordingly: The said Members return, and report, they had delivered their Message to the Governor, according to Order; and that he had acquiesced with the Adjournment proposed by this House as aforesaid; and then the House adjourned till the Twenty-fourth Instant, at Three a Clock in the Afternoon.

THE House met, pursuant to Adjournment, the Speaker assumed the Chair, and the Members being called, a Quorum appeared

Edward Farmar had Leave to be absent for some Time upon a very extraordinary Occasion; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

Jeremiah Langhorne read and subscribed the Qualifications appointed by Law, and took his Place in the House.

David Lloyd, from the Committee appointed to prepare and bring in a Bill for reviving and enforcing the Execution of the Act for raising a Land Tax, passed the late Assembly, brought in the Draught of a Bill accordingly, which was read the first Time, and ordered a second Reading this Afternoon. He also, from the said Committee (according to Order) brought in the Draught of a Bill for reviving and continuing of Process and Pleadings in the County of Chester, which was read the first Time, and ordered a second Reading this Afternoon; and then the House adjourned till Three a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The Bill for reviving and enforcing the Execution of the Act for raising a Land Tax, passed by the last Assembly, was (according to Order) read a second Time by Paragraphs, debated, and agreed to be committed.

The Bill for reviving the Process in the County of *Chester*, was read a second Time; and an Amendment being proposed to be added to the said Bill.

Resolved, That the said Bill be re-committed to the said Committee to be amended accordingly; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The Bill for reviving the Process in the County of *Chester*, as amended by the Committee, was read, and, with a small Amendment, agreed by the House to be transcribed.

A Petition of *Thomas Armitt*, setting forth, that he having imported a *Negro* Woman Slave, which, from a Child belonged to his Wife, and brought here to attend on her Service, without any Design of selling the said Slave (for which the Collector demands *Five Pounds* Duty) and desiring he may be admitted to have his said *Negro* without paying the said Duty, was read.

Resolved, That it is the Opinion of this House, that the Law for the Duty on *Negroes* has fully provided in such Case, and to which the Petitioner is referred.

A Petition of the Justices of the Peace and Sheriff of the County of *Chester*, setting forth, that the said Sheriff, for want of a sufficient Prison, hath been obliged, in the Winter Season, to accommodate Debtors, for the Preservation of their Lives, at his own House, and desiring that he may not be liable to an Escape for so doing.

Resolved, That the said Petitioners have Leave to bring in a Bill for a proper Relief.

The Bill for reviving and enforcing the Execution of the Act for raising a Land Tax, passed by the last Assembly, was read a third Time, and amended; and a Motion being made, that the said Bill do pass this House, the further Consideration thereof was adjourned till Tomorrow Morning; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

A Motion being made, and the Question put, that the Bill for reviving and enforcing the Execution of the Act for raising a Land Tax, passed by the last Assembly, do pass? *Resolved in the Affirmative*.

The Bill for reviving the Process in the County of *Chester*, was read the third Time, debated, and, with an Amendment, agreed to by the House. Upon the Question put,

Resolved, N.C.D. That the said Bill do pass.

A Message from the Governor by *Robert Asheton*, that the Governor has not been able to get a Council together; but desired to take a Glass of Wine with the Speaker and Assembly, at *Sarah Radcliff's*, this Evening.

Ordered, That the Clerk do transcribe the said Bills, to be presented to the Governor for his Concurrence; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

Ordered, That *Nicholas Waln*, and *John Roberts*, do present the Bill for reviving the Process in the County of *Chester*; and that for reviving and enforcing the Execution of the Act for raising a Land Tax, passed by the last Assembly, to the Governor for his Concurrence; and to acquaint him, that the House having at present no other Business before them, are inclined to adjourn for some Time.

The said Members return, and report, they delivered the said Bills to the Governor, and their Message, according to Order; that the Governor acquiesced with the proposed Adjournment of the House, and hopes to dispatch the Bills in the Afternoon; and then the House adjourned till Three a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

Edward Beazer, and *Thomas Stackhouse*, being sent on a Message to the Governor, to desire to know whether he has dispatched the Bills sent him from this House this Morning? The said Members return, and report, they had delivered, their Message to the Governor, according to Order; who answer'd that his Council is not yet assembled, and as soon as they were come together he would give the Bills all possible Dispatch.

Thomas Stackhouse had Leave to be absent for some Time, on an extraordinary Occasion; and then the House adjourned till Eight a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

Andrew Bradford brought in his Account for printing Sixty Volumes of of the Laws of this Province, passed in 1714, amounting to *Thirty-four Pounds, Seven Shillings*, and *Six-pence*, of which *Twenty Pounds* received; remains due *Fourteen Pounds, Seven Shillings*, and *Six-pence*, which was read, and allowed, and the Speaker was desired to issue an Order to the Treasurer for Payment of the same, after all Orders of former Assemblies are complied with,

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Jeremiah Langhorn, and *Henry Lewis*, being sent on a Message to the Governor, to acquaint him, that the House has agreed to the Amendments proposed, and made the Clerk's Fee *Four Shillings*; and that this House desired to know when the Governor will be ready to receive the House, in order to pass the Bills: The said Members return, and report, the Governor is ready to receive the House immediately.

The Speaker, with the House, went to the Governor, in order to have the said Bills passed; and being returned, reports, that the Governor had accordingly given his Assent to those Two Bills; and that he, by Order of the House, had subscribed the same as usual; and *Isaac Norris* was ordered by the House to attend with a Member of Council to have the

Great Seal affixed to the same; and then the House adjourned till the second Day of the *Eleventh Month* next.

THE House met in pursuance of the Governor's Summons, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

Ordered, That *Edward Beazer*, and *Thomas Harding*, do wait on the Governor, and acquaint him, that there is a Quorum of the House met, and that they will wait on him to receive his Commands, To-morrow Morning, about Nine a Clock, to which Time this House is adjourned; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

Edward Farmar, and *David Lewis* (after having heard the Qualification appointed by Law read unto them in the House by the Clerk, with an audible Voice) subscribed the said Qualification, and took their Places in the House.

Thomas Harding reports, that he, with *Edward Beazer*, had delivered their Message to the Governor, according to Order, and that the Governor answered, he would be ready to receive the House as soon as his Council came together.

Ordered, That *Toby Leech*, and *John Roberts*, do wait on the Governor, and acquaint him that a Quorum of the House is met, and are ready to attend him.

The said Members return, and report, that the Governor's Council is not yet assembled, and that as soon as he could get them together, he would send Notice to the House.

A Message from the Governor (by *James Logan*, and *Samuel Preston*, Members of Council) that the Governor not having so full a Council as he expected, had sent a Message in Writing to the House, which was read, and spoke to more particularly by Mr. *Logan*; and the said Members of Council being withdrawn, the said written Message from the Governor was again read in the House, being as follows:

GENTLEMEN,

"BY what Mistake or Misfortune you missed your Adjournment, I shall not enquire; you are now restored to your Privileges as at first, and I am ready to join with you to enact such Laws as may be for the Interest and Tranquility of the Province.

To what I laid before you at your first Meeting, I must recommend to you, that a Law may be made to impower Aliens to hold and enjoy Lands: That a Duty be laid on Goods imported from *New-York*, and Provinces adjacent,

equivalent to what they have laid on ours: And that the Property Act be revived.

Gentlemen, I must, on my own Part, recommend to your Consideration, that I have been almost eight Years in the Proprietary's Service, and above seven in the Province, yet have not received from the Publick an Equivalent to what I left to serve them. I shall make no demand, but leave this Matter entirely to you.

Should it be my Misfortune to be disregarded in this point, I suppose I cannot be justly blamed if I solicit to be recalled; and I heartily wish such a Person may be sent to preside over you who will bring with him a stronger Inclination (if it be possible) than I have, to exert himself for the Honour and Interest of the Proprietary, and for the Interest and Happiness of the People."

The House proceeded to take into Consideration the Governor's said Message, and, after a long Debate, the farther Consideration thereof was adjourned till the Afternoon; and then the House adjourned till Three a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The House, according to Order; proceeded in the farther Consideration of the Governor's written Message to the House this Morning, and spent some Time therein.

Resolved, That an Address be presented to King GEORGE, in the Name of this House, and that *Richard Hill*, *David Lloyd*, and *Isaac Norris*, do prepare and bring in the same To-morrow Morning, at Nine a Clock; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The House proceeded in the Consideration of the Governor's written Message, and after some Debate thereon,

Resolved, That the Clerk of this House do prepare and bring in a Bill to lay a Duty on Goods imported from *New-York*, and Provinces adjacent, equivalent to what they have laid on Goods from this Province.

A Motion being made, and the Question put, that the Price of Gold, and Dollars, be raised in Value, in order to supply the present Want of Coin in the Province? *Resolved in the Affirmative*, N. C. D.

A Petition of divers Freeholders and others, of the Province of *Pennsylvania*, setting forth, that the Trade and Credit

thereof is very much impaired, and praying Leave to bring in a Bill to remedy the said Inconvenience, was read;

Ordered, That Leave be given to bring in a Bill, according to the Prayer of the said Petition; and then the House adjourned till Two a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

Resolved, That a Bill be brought in for confirming Patents and Grants, and that *David Lloyd*, and *Richard Hill*, do prepare and bring in the said Bill.

Resolved, That a Bill be brought in to impower Aliens to hold and enjoy Lands, and that the said *David Lloyd*, and *Richard Hill*, do prepare and bring in the said Bill.

Isaac Norris, from the Committee appointed to prepare and draw up an Address to King GEORGE, brought in the same accordingly, which he read in his Place, and delivered in at the Table.

The said Address was again read in the House by Paragraphs, and, with some small Amendments (on the Question put) agreed to by the House, N. C. D. being as follows:

To GEORGE, King of *Great-Britain*, &c.

The humble ADDRESS of the REPRESENTATIVES of all the Freemen of the Province of *Pennsylvania*, in Assembly met, The First of the Month called *May*, 1716.

Gracious Sovereign,

THOUGH *by divers concurring Causes, and particularly the great Indisposition of our Proprietary and the Governor in Chief of this Province, we have been hitherto, to our great Trouble, prevented the Opportunity of expressing to the KING our sincere Joy for his happy and peaceable Accession to the Throne of his Ancestors, and thereby securing to all his Protestant Subjects the full Enjoyment of their Religious and Civil Rights; yet none could be more sensible of the great Blessing, nor express a warmer Zeal for his Service, in their earliest Approaches, than at all Times since has filled our thankful Breasts: And although we had not the desired Advantage of expressing these our Sentiments, yet we became the easier under that Disappointment, by accounting the Majority of this Province included in that general Application made by their Friends at London, in Behalf of the whole Community, wherein our Thoughts, with their own, were most truly represented,*

Such has been the KING'S Goodness, not only expressed in his first generous royal Declaration, and repeatedly since, from the Throne, but more powerfully exerted through a most wise and Steady Administration, in pursuing every Measure that might contribute to the Safety and Happiness of his People; in making the known Laws the unvariable Rule of his Government; in restoring the Honour of the British Nation Abroad; and in procuring for his Subjects such Advantages in Commerce, as could scarce be hoped for, after they had been so unhappily given away, that even the remotest Parts of the KING'S great Dominions feel the benign Influences of his paternal Affection to the Whole, and are laid under doubled Obligations to make the utmost Returns of Gratitude, as well as Obedience, for their Happiness under his auspicious Reign.

It is therefore the more Surprising, that there should be any of British Race within that Island, so lost to all Sense of their own Interest, as well as their engaged Duty to a Prince of the most conspicuous and consummate Virtues, as to express the least uneasy Murmurs, much less to rise in an open and unnatural Rebellion; for the Suppression of which, by the great Wisdom and Vigilance of the KING, and his Ministry, and Faithfulness of his Servants, we do, with Hearts full of the sincerest Gratitude and Joy, return our most humble Acknowledgments to the Fountain of infinite Goodness and Mercy, that has so eminently appeared in the Support of the royal Throne, established on the lasting Foundation of Justice, to the Confusion of all the detestable Machinations vainly formed against it.

As for us, our known Principles are so essentially interwoven with the Protestant Interest of Great-Britain, and our greatest Concerns do so entirely depend on the Preservation of thy Person, and royal Issue, long to reign over us, that we cannot possibly separate our own Welfare from the indispensable Duty of shewing ourselves, with the most hearty Affection, thy loyal and most obedient Subjects.

That Confusion and Disappointment may attend all the wicked Devices of thy Emenies; that the Minds of thy People may be composed, and universally inspired with the same Spirit of Love and Obedience as that wherewith we now approach thy Throne; and that the watchful Providence of Almighty GOD may always attend the KING, and confirm the Wisdom and Justice of his rightful Government over us, is the most

sincere and unfeigned Desire of the KING'S humble and Dutiful Subjects.

Signed by Order of the House, N. C. D.
Joseph Growdon, Speaker.

Resolved, That the said Address be ingrossed by the Clerk, and signed by the Speaker, in order to be presented to the KING accordingly; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The Clerk, according to Order, brought in two ingrossed Copies of the Address to the King, which were signed by the Speaker in the House.

A Message being sent to the Governor by *Richard Hill, Edward Farmar, Edward Beazer, and Thomas Harding*, that this House having taken into Consideration the Matters recommended by him to the House, are inclined to adjourn till the first *Second Day* in *June* next, in order for the Preparing several Bills, which they have ordered to be brought in against their said next Meeting; and to desire to know if the Laws of this Province, lately passed, had been remitted to *England*; and whether he had any Advice from *England* relating to the Government; and that there was great Uneasiness among the People, by reason several Criminals lay in the several Goals of the Province, who were not tried or yet brought to Trial. The said Members return, and report, they delivered their Message, according to Order; that the Governor acquiesced with the proposed Adjournment; that he knew nothing of the Laws being remitted to *England*; or had any Advice either from the Proprietary or Ministry at Home relating to this Government; but before the House adjourned, he desired they would take into Consideration the latter Part of his Speech relating to his Support, and give him their Answer therein, or otherwise he had an Intention to throw himself at King GEORGE'S Feet, or Words to that Effect; that as to that Part relating to the Criminals and Execution of the Laws, the Governor replied, it behoved him to act with all the Prudence and Caution imaginable, and would advise with those skilled in the Laws, with regard to his own Safety.

The House proceeded to take into Consideration the Governor's Answer to the said Message of this House; and, after some Time spent therein,

Ordered, That the aforesaid four Members do wait on the Governor, and acquaint him, that the Matters first proposed

in his Speech had been duly considered by the House, and Bills ordered to be prepared accordingly; that as to the Article of the Supply, the House cannot think of laying a new Tax so suddenly on the Gathering of the former, nor can at present so far judge of our Funds, or what may in some further Time be brought into the Treasury, so as to come to a Resolution at this Time on that Head.

Resolved, That the Speaker, *Richard Hill, Isaac Norris, Edward Farmar*, and *Henry Lewis*, or so many as can attend, be a Committee to get an Exemplification of the Laws of this Province transmitted to *England*, in order to their being confirmed by the Crown; that they employ an Agent to negotiate the same, and to procure the Attorney or Solicitor General's Opinion in *England* on the late Act of Parliament of *Great-Britain* sent hither relating to the Affirmation; that the Speaker issue an Order on the Treasurer for *Fifty Pounds* for that Service; and that an Account of the necessary Charge and Expence thereof, being laid before the Assembly for the Time being, and approved by them, shall be allowed as a publick Debt on the Province, and paid out of the Publick Treasury; and that the same Members take Care that the Address of this House be presented to the King, first shewing the same to the Governor.

The said four Members return, and report, they delivered their Message to the Governor, according to Order; that the Governor desired that the Speaker, with the whole House, would attend him in Council at a Conference, at *Robert Asheton's*, at Four a Clock this Afternoon.

The aforesaid Order on the Provincial Treasurer was as follows.

To SAMUEL PRESTON, Provincial Treasurer of *Pennsylvania*, or the Treasurer for the Time being.

THESE are to require thee, out of the Publick Money remaining in thy Hands, to pay unto *Richard Hill, and Isaac Norris*, or either of them, the Sum of Fifty Pounds, current Money, they being of the Committee appointed to procure an Exemplification of the Laws of this Province to be transmitted to *England* for the Approbation of the Crown, and other Services.

By Order of the House,
Joseph Growdon, Speaker.

And then the House adjourned till Three a Clock, P. M.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

A Message being sent to the Governor by *Benjamin Duffield*, and *Jestell Jestis*, to acquaint him, that the House are met, and are ready to wait on him, pursuant to his Message to the House this Morning: The said Members return, and report, that the Governor is ready to receive the House immediately.

Then the House, with the Speaker, went to attend the Governor in Council at a Conference; and being returned, the Speaker reports, that the Governor did insist on the Supply mentioned in his written Message to the House the second Instant, and did declare, that unless the House would comply with his said Demand, he would quit the Government of the Province, and leave it in the Hands of such Persons as are qualified by Law to act therein.

Ordered, That the aforementioned four Members do wait on the Governor, and acquaint him, that the House could not recede from their Message to him this Morning; and what the Governor had offered in the last Conference should be in the Mind of each Member of this House until their next Meeting on the Fourth of the next Month, to which Time they are inclined to adjourn; and in the mean time that the several Bills, voted by this House, should be ready to be brought into the House at their said next Meeting.

The said Members return, and report, they had delivered their Message to the Governor, according to Order; and that the Governor replied, that, if he was here in the Province, he would act with them; and then the House adjourned till the fourth Day of the next Month.

THE House met pursuant to Adjournment, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

Ordered, That *John Frost*, and *Philip Taylor*, do wait on Governor, and acquaint him, that there is a full Quorum of the House met, and desire to know whether he has any Thing to lay before this House, and make their Report To-morrow Morning; and then the House adjourned till Eight a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The Members appointed to wait on the Governor, report, they delivered their Message, according to Order; and that the Governor made answer, he had no new Matter to lay before the House.

Isaac Norris reported, that he, with *Richard Hill*, in Pursuance of the Order of this House the Fourth of the Third

Month last, had waited on the Governor with the Address to the King, which he read and approved; and that they had procured an Exemplification of the Laws of this Province, and had transmitted the same, and the Address to the King, to the Proprietary; and that they had employed an Agent to solicit the Confirmation of the said Laws; and then the House adjourned till Three a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

Edward Roberts, and *John Cadwalader*, pursuant to Order of this House the Third of *Third Month* last, brought in the Draught of a Bill for improving the Trade and current Stock of this Province, which was read, and ordered to lie on the Table.

The Clerk, pursuant to Order, brought in the Draught of a Bill for laying a Duty on Goods imported from *New-York* and Provinces adjacent, equivalent to what they have laid on Goods from this Province, which was read, and ordered to lie on the Table.

Ordered, That *David Lloyd*, and *John Swift*, do wait on the Governor, and desire to know whether he has any Thing from the Crown or the Proprietary to communicate to this House; and if the Governor shall think fit to pass such Bills as the House have ordered to be brought in, they are of Opinion, that the Impositions on Wines, &c. will raise a considerable Sum for a Supply, without laying any new Tax on the Country.

The said Members return, and report, they delivered their Message to the Governor, according to Order; that he made answer, he had no Letter from the Crown or Proprietary, or any relating to the Publick; that he did insist upon a Supply; but does not make it a Term for passing any new Bills.

A Petition of *Cornelius Connor*, desiring this House to confirm to him, for a Term of Years, a Ferry he has for some Years past carried on from this City and *Wicacoa* to any Part of *Jersey*, from *Daniel Cooper's* to *Gloucester*; was read, and ordered to lie on the Table.

Thomas Stackhouse had Leave to be absent for some Time, on an extraordinary Occasion.

This House finding that the Grievances by them complained of last Sitting, relating to the Criminals in the respective Goals of this Province, does still remain unredressed; and a Debate arising thereupon,

Resolved, That a Message be sent to the Governor, desiring him to take effectual Care for the speedy Trial of the said Criminals.

Ordered, That *Edward Beazer*, and *Benjamin Duffield*, do wait on the Governor with a Copy of this Resolve, and make their Report To-morrow Morning; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

Edward Beazer, and *Benjamin Duffield*, report, that they delivered the written Message of the House to the Governor, according to Order; that the Governor made answer, he would call his Council together in order to consult about the Law for erecting the Supreme Court, which he conceived was defective in the Clause which appoints the Commissionating the Judges of the said Court.

Samuel Preston, Member of Council, in a Message from the Governor, brought an Answer in Writing to the written Message of this House Yesterday, which was read in the House, and is as follows.

"THAT the Governor had appointed Persons to try the Criminals as the Law directs, and Commissions were issued out: that the Neglect therefore does not lie at his Door, if they did not proceed; that one of the Judges has for some Months been absent, and he is given to understand that another declines to act; but is very ready to commissionate any other Persons that may be found proper and are willing to undertake it; which is now under Consideration."

A Message was sent to the Governor by *John Swift*, and *David Lewis*, that this House are inclined to adjourn till the sixth Day of *August* next, by which Time it is expected News will arrive from *England*.

Thomas Wilson gave in his Bill, for his Attendance, and extraordinary Service, amounting to *Six Pounds, Eight Shillings, and Nine pence*, which was read and allowed, and Order issued to the Treasurer for Payment thereof accordingly, } £ 6 8 9

Nicholas Rosogan, Door-keeper, gave in his Bill for his Attendance, and extraordinary Service, amounting to *Two Pounds, Three Shillings and Six-pence*, which was read and allowed, and Order issued as above, } 2 3 6

The said Members return, and report, they delivered their Message to the Governor, according to Order, and that he acquiesced with the proposed Adjournment of the House.

Ordered, That the Clerk transcribe fair the Minutes against the next Meeting of the Assembly; and then the House adjourned until the sixth Day of the *Sixth Month* next.

THE House met pursuant to Adjournment, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

A Message was sent to the Governor by *Jeremiah Langhorne*, *Thomas Stackhouse*, *Edward Beazer*, and *John Roberts*, to acquaint him, that there is a Quorum of the House met, and that they are ready to receive any Thing that he has to lay before them; and then the House adjourned till Eight a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

John Roberts and *Edward Beazer* report, that they delivered their Message to the Governor, according to Order; that the Governor made answer, he had nothing further to lay before the House than what he had represented in his Speech and written Message to them, and desired they would take them into their serious Consideration.

Isaac Norris was ordered to go to the Provincial Treasurer, and get an Account what Sums of Money have been received by him out of the Impost and Land Tax; and how much thereof paid to the Governor.

Resolved, That the Speaker issue an Order to
to the Provincial Treasurer for paying the Sum
of *Twenty-four Pounds, Three Shillings, and*
Six-pence, to *Ralph Asheton*, for so much due
him as Clerk of the Council, as by his Account,
allowed by the Assembly the Eleventh of the
Fourth Month, 1715, appears; and the said
Order was issued accordingly,

£ 24 3 6

Isaac Norris reports, that he had been with the Provincial Treasurer, according to Order; and that the Land Tax (of which there are great Arrears standing out) if it be collected, and paid in, according to the Treasurer's Estimate, will amount to about *Four Hundred Pounds*; that the Treasurer had received by Order, answered out of the Imposts, from *Owen Roberts*, Collector of that Duty, about *Three Hundred Pounds*; that he has an Account from *Owen Roberts*, of Bonds in his Hands for the Impost Duty, to the Value of about *Five Hundred Pounds*, but cannot tell what Drawbacks

may arise; so that if the whole Land Tax as aforesaid be paid in, and these Bonds for Impost be discharged, they will amount to about *Twelve Hundred Pounds*. And the Treasurer further gave him an Account, that the Money appropriated to the Governor, and Orders drawn on him by the Speaker, by Order of the Assembly, which have already come to his Knowledge, do in all mount to upwards of *One Thousand Pounds*.

The House taking into Consideration that the Year is near expiring, and that there is but a bare Quorum, and one or two Members on urgent Occasions obliged to go Home, and there being no Appearance of publick Business of absolute Necessity before them, do think of a Recess for the Year; and considering that nothing has been done for the Governor's Support this Year, a Motion being made, and the Question put, that since it appears there may in a few Months be an Overplus of Publick Stock in the Treasury, that *One Hundred Pounds* be presented to the Governor for and towards his present Support? *Resolved in the Affirmative*, N.C.D.

Ordered, That *Richard Hill*, and *John Swift*, do wait on the Governor, and acquaint him, that the Year being near expired, and the House unwilling to proceed in Legislation, had agreed to a Recess for the Remainder of this Year, and had unanimously voted, that the Sum of *One Hundred Pounds* be presented to him towards his present Support.

The said Members return, and report, they delivered their Message to the Governor, according to Order; and desired him to concur with the House in the above Order and proposed Adjournment; and that the Governor acquiesced with the House in the said Order and Adjournment.

Ordered, That the Clerk do prepare Tickets of the present Members Attendance this Session, and that *Benjamin Duffield*, and *Samuel Garratt*, do examine the Journal and Tickets against the Sitting of the House this Afternoon.

Resolved, That the Speaker issue an Order to the Provincial Treasurer for paying the Sum of *Fifteen Pounds* to *Robert Asheton*, for so much due to him for his Service as Clerk of the Council for one Year, from *December 1712*, to *£ 15 0 0* *December 1713*, as by his Account, allowed by Assembly the Eleventh of the *Fourth Month*, 1715, appears; and the said Order was issued accordingly,

And then the House adjourned till Three a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

Nicholas Rosogan brought in his Account of Service and Attendance since last Account, amounting to *Ten Shillings*; and he having given up his former Order, which was cancelled, it was added to his former Account, making in all £ 2 13 6 *Two Pounds, Thirteen Shillings, and Six-pence*, which was read and allowed, and Order drawn on the Treasurer, and signed by the Speaker, for Payment thereof,

Thomas Wilson brought in his Account for his Service and Attendance since his last Bill, amounting to *Thirty Shillings*, which was read and allowed, and Order issued for Payment as above, £ 1 10 0

A Petition of *John Leacock*, desiring a *Negro*, imported by him from *Barbados* for his own Service, and not for Sale, may be exempted from paying the Duty imposed by the Act laying a Duty on *Negroes*; was read.

Resolved, That if the Subject Matter of the said Petition be true, and if the Petitioner give Security not to dispose of the said *Negro* in one Year, he ought to be exempted from paying the said Duty.

The Speaker, by Order of the House, signed the Tickets of the several Members Attendance (who are here present) being first examined with the Journal by *Samuel Garratt*, one of the Committee appointed for that Purpose.

And then the Speaker, with the House, attended the Governor with an Intention not to meet again this Year, unless the Governor see Cause to call them together.

CHARLES GOOKIN, Esq; GOVERNOR.

At an ASSEMBLY held in PHILADELPHIA, the Fifteenth Day of OCTOBER, ANNO DOMINI, 1716.

The Names of the Representatives of the Freemen of this Province, elected to serve in Assembly for the ensuing Year, according to the respective Sheriffs Returns, bearing Date the first Day of the *Eighth Month, Anno, 1716, viz.*

Philadelphia County. Chester County.

Bucks County

Richard Hill,

David Lloyd,

Jeremiah Langhorne,

Speaker.

Isaac Norris,

John Blunston, jun. Thomas Stevenson,

William Trent,

Henry Hayes,

John Sotcher,

Jonathan Dickinson, Joseph Pennock,

Joseph Bond,

Thomas Masters,

David Harry,

Joseph Kirkbride,

Joseph Redman,

John Maris,

Thomas Stackhouse,

Clement Plumsted,

John Worrall,

John Swift,

William Fishbourn.

Henry Oburn.

James Carter.

City of Philadelphia.

George Roach,

Benjamin Vining.

THE Representatives of the Freemen of this Province, elected to serve in Assembly for the ensuing Year, met at the usual Place in *Philadelphia*; and, being a Quorum, as the Law and Charter of Privileges directs, proceeded and chose *Richard Hill*, Esq; their Speaker, who was accordingly placed in the Chair.

Ordered, That *Jonathan Dickinson*, *Joseph Kirkbride*, *John Worrall*, and *Benjamin Vining*, do wait on the Governor, and acquaint him. that the House are met, have chose their Speaker, and desire to know when they shall wait on him, in order to present their Speaker.

Ordered, That a Qualification be prepared by the Clerk, to be subscribed by the Members of this Assembly; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The Members appointed Yesterday to wait on the Governor report, they deliver'd their Message according to Order; and that the Governor made answer, he would be ready to receive the House, with their Speaker, this Morning at Eleven a Clock.

A Message being sent to the Governor, by *Jeremiah Langhorne*, and *Thomas Masters*, that the House is met, and ready to wait on him, in order to present their Speaker. The said Members return, and report, they delivered their Message to the Governor, according to Order; who answered, he was ready to receive them immediately.

Then the House went to attend the Governor, in order to present their Speaker, who was pleased to approve him; and being returned, the Speaker reports, that the Governor had made a Speech to the House, of which he had obtained a Copy, being as follows, *viz.*

GENTLEMEN,

"THERE was so little done by the Assembly of the last Year, that what I laid before them I must recommend to your Consideration. If upon further Views you may have other Bills to offer, that may be for the Interest and Tranquillity of the People, I shall be ready to pass them into Laws; and I promise myself you will made a Return suitable to their Circumstances, and the Advantages they will receive by them."

The Speaker, with the several Members present, subscribed the Qualification appointed by Law of this Province in the Fourth Year of the Reign of the late Queen ANNE, being first read to them in the House (by the Clerk) with an audible Voice, *viz. Richard Hill, Esq; Speaker, Isaac Norris, William Trent, Jonathan Dickinson, Thomas Masters, Joseph Redman, Clement Plumsted, William Fishbourn, George Roach, Benjamin Vining, David Lloyd, David Harry, John Maris, John Worral, Henry Oburn, Jeremiah Langhorne, Thomas Stevenson, John Sotcher, Joseph Bond, Joseph Kirkbride, and John Swift.*

Ordered, That John Swift, David Lloyd, William Fishbourn, and Benjamin Vining, do wait on the Governor and acquaint him, that the House have taken the Qualifications appointed by the Laws of this Province; and desire to know if the Governor had any Directions from Home, or any further Qualifications to offer to this House; and then the House adjourned till Three a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The Members appointed to wait on the Governor report, they delivered their Message according to Order; and the Governor replied, he had no particular Directions from Home concerning that Matter, nor any further Qualification to recommend to the House.

The House notwithstanding believing it to be their Duty to subscribe the Abjuration, as prescribed for the People called *Quakers*, by the Act of Parliament of *Great-Britain* (Anno I. Georg II) the Members present subscribed the same in the House, being first read to them by the Clerk with an audible Voice, *viz. Richard Hill, Esq; Speaker, Jonathan Dickinson, Isaac Norris, Thomas Masters, Joseph Redman, Clement Plumsted, William Fishbourn, David Lloyd, David Harry, John Maris, John Worrall, Henry Oburn, Jeremiah Langhorne, Thomas Stevenson, Joseph Kirkbride, Joseph Bond, and John Sotcher.*

And these following Members subscribed the Abjuration prescribed by the Act of Parliament of *Great-Britain* (being first read to them by the Clerk, in the House, with an audible Voice) *viz William Trent, George Roach, Benjamin Vining, and John Swift.*

Thomas Wilson was elected, N. C. D. to serve as Clerk of this Assembly for the Year ensuing, and took a solemn Affirmation for the due Execution of his Office.

Nicholas Rosogan was elected, N. C. D. to serve as Door-keeper of this Assembly for the Year ensuing.

The House being informed, that *John Blunston, jun*, Member of Assembly, elected for the County of *Chester*, is deceased.

Resolved, That the Speaker do issue his Order to the Secretary of this Province, that he issue a Writ for electing another Person to serve in his Stead; which was immediately done accordingly.

The House taking into Consideration the great Delay of Justice in the Trial of the Criminals now in the respective Goals of this Province, the same being for some Time debated;

Resolved, That the Judges of the Supreme Court be desired to lay before this House To-morrow Morning the Reason of the delay of those Trials; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The Judges of the Supreme Court, pursuant to the Order of the House, brought in the Reasons in Writing of the Delay of the Trial of Criminals, which was read in the House, being as follows, *viz.*

IN Obedience to the Order of the House of Yesterday, that the Judges of the Supreme Court do lay before the House the Reasons why the Trials of the Criminals now in the respective Goals of this Province are delayed:

We the said Judges humbly offer this Reason, That observing a Question has been raised, whether by extending to *America* the late Act of Parliament for the Affirmation, allowed to those called *Quakers* in *Great-Britain*, all the Exceptions in the said Act are not also extended hither; and finding that our Governor, from whose Commissions our Power is derived, has entertained the Opinion that they are so extended, as on several Occasions he has publickly declared it, we cannot think it prudent in us to proceed, by Virtue of our Commission, in

Opposition to that Opinion, in so tender a Point as the Lives of his Majesty's Subjects.

WILLIAM TRENT,
JONATHAN DICKINSON,
GEORGE ROACH.

The said Reasons of the Judges of the Supreme Court were again read in the House; and the House being also informed, that the Governor refused to qualify certain Persons according to the Laws of this Province; after a long Debate thereon, the House come to the following Resolutions, *Viz.*

That the royal Charter makes the Acts of this Province most absolute and available in Law until repealed by the King.

That the Laws of this Province, now in force, have sufficiently settled the Qualifications of Magistrates, Officers, &c.

That the Act of the First of King GEORGE, relating to the Affirmation and Declaration of the People called *Quakers*, &c. does not repeal or make void any Laws of this Province.

That whosoever doth or shall persuade the Governor to be of a contrary Opinion, or to refuse the Qualifying of Persons, pursuant to the said Laws of this Province, are Enemies of the Governor and Government.

The foregoing Resolutions being again severally read in the House, were agreed to by the House, N. C. D. And then the House adjourned till Four a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

Ordered, That *John Swift*, and *Clement Plumsted*, do wait on the Governor with a Copy of the Resolves of the House this Day, and acquaint him, that it is the Desire of this House that he would be pleased to discountenance any Opinion that tends to the Delay of the Trial of the Criminals, or the Denial of qualifying Officers, according to the Laws of this Province, which is so great a Grievance to the Country.

Peter Worrall was, by Vote of the House, elected Sergeant at Arms, or Messenger of this House, and took his Affirmation for the faithful Execution of his Office; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

John Swift, and *Clement Plumsted*, report, they delivered the Copy of the Resolves of this House, and their Message to the Governor, according to Order; who said, he would send an Answer to the House as soon as he could get his Council Together.

A Petition of *Owen Roberts*, Collector of the Impost on Wines, &c. complaining that several Persons send Quantities of Wine to *Burlington*, and *New Castle*, without paying the Duty; was read and ordered to lie on the Table.

Divers* Rules, approved by former Assemblies, and entered in the Journals of this House, were read, and agreed to by the House, N. C. D.

The Order of Assembly, entered in the Journal of the Thirteenth of the *Eleventh Month*, requiring the Attendance of the Members and Clerk, was read, and upon the Question put, agreed to, N. C. D.

Ordered, That *Joseph Redman*, and *John Sotcher*, do wait on the Governor, and desire an Answer to the Message sent him Yesterday from this House.

The said Members return, and report, they delivered their Message according to Order; that the Governor said, he would in Half an Hour send an Answer in Writing to the House.

Robert Asheton brought to the House a Paper sealed up, which he said he received from Mr. *Birmingham*, being an Answer from the Governor to their Message Yesterday, as follows, viz.

GENTLEMEN,

"I LAID your Reasons of the seventeenth Instant before the Council, who after much Debate, declared themselves of your Opinion, to which I cannot agree, for the following Reasons.

1. The Judges of the Supreme Court, appointed for the Trial of the Prisoners at *Chester*, were Persons who could take and administer Oaths, and no objection was offered me on account of the inferior Officers or Witnesses; and though I was of Opinion, I could be safe in giving any Qualifications but an oath, yet by a *Dedimus* they might have been qualified as the Law directs.

2. I join with the Assembly in this Resolve, provided the Laws are not repugnant to the Laws of *England*.

3. I allow the Laws of the Province had settled the Qualifications of the Magistrates and other Officers, until the Publication of the Act of King GEORGE relating thereto.

4. This is answered in the former.

5. I differ from the Assembly in the Case of Qualifications; a *Dedimus* to qualify Persons, according to Law, will, it is to be hoped, keep me safe, and answer the Ends of Government in that Case.

* These Rules are verbatim the same as in the first printed Votes, Part II, Page 2, Anno 1703.

6. The Messengers said not one Word to me relating to your order."

And then the House adjourned till Three a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The Governor's Answer to the Resolves and Message of this House was again read, and debated.

Resolved, That a Message be drawn up in Writing, and presented to the Governor, in answer to his written Message this Morning.

The same being drawn up accordingly, and read in the House, was, with some small Amendments, agreed to, being as follows, *viz.*

May it please the Governor,

THE Assembly having taken into Consideration thy Speech, do find ourselves much discouraged from preparing any Bills to offer the Governor for passing into Laws by the Knowledge we have of his Opinion concerning some of those Laws which are already made, which seems to render them of no Use to the Country; nor can we think of such suitable Returns as the Governor seems, by his Speech, to expect, when a Stop is put to the Execution of our Laws, and such Violence offered to our Constitution.

This House has also considered the Governor's Answer of this Day to our Resolves presented to him last Night; and since, as the Governor has pleased to inform us thereby, that the Opinion of the Council is the same with that of this House, so that the Governor seems to stand singular therein, we hope the Governor upon further Consideration will find Reason to alter his Opinion, and concur with this House in the said Resolves. More particularly, that the Act of the First of King GEORGE is not a Negative to our Law of an Affirmation here.

But if he should still think fit to hold the contrary Opinion, that he would lay before this House his Reasons or Authorities in Law for the same; and that he would be pleased to give his House Leave and Opportunity to debate the same before him, with any such Persons as have advised the Governor therein.

Ordered, That Jeremiah Langhorn, and John Warrall, do wait on the Governor with the said written Message, and desire his Answer thereto.

The said Members return, and report, they delivered the said written Message of this House to the Governor, according to Order; and that the Governor said, he would return an Answer thereto To-morrow Morning.

David Harry, and *John Maris*, were sent to the Governor with a Commission for appointing *Peter Worrall* Sergeant at Arms, or Messenger of this House, and to desire him to sign the same. The said Members returned with the said Commission, signed by the Governor, which was afterwards sealed with the Lesser Seal.

John Swift had Leave to be absent till To-morrow, his Daughter being dangerously sick.

Ordered, That Candles be brought in; which were brought in accordingly.

The House being informed (even now) that the Lieutenant Governor, CHARLES GOOKIN, Esq; hath, at divers Times, and to sundry Persons, charged *Richard Hill*, Esq; (present Mayor of the City of *Philadelphia*, and now Speaker of this House) as a Person disaffected to his Majesty King GEORGE; and that the said Lieutenant Governor further alledged, the only Occasion of Difference betwixt him and the said Mayor was, because the Governor would not agree to proclaim the Pretender; or Words to that Effect. The further Consideration thereof was adjourned till To-morrow; and then the House adjourned till To-morrow Morning at Nine a Clock precisely.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The House, according to Order of Yesterday, proceeded on the further Consideration of the Information relating to the Speaker; after some Time spent therein, the House resolved into a grand Committee of the whole House, further to enquire into and consider of that Matter; and

Resolved, That the said Committee have Power to send for Persons, Papers and Evidence, and report their Proceedings therein to the House at Ten a Clock.

After some Time spent therein, the Speaker re-assumed the Chair, and *William Trent*, Esq; Chairman of the said Committee, reported, that they had made some Progress in the Affair to them referred; and desired that they may have Leave to sit again in the Afternoon.

Resolved, That this House will, in the Afternoon, resolve into a Committee of the whole House, further to proceed on the same.

A Petition of *James Logan*, Secretary of the Province of Pennsylvania, setting forth, that the present Lieutenant Governor, *CHARLES GOOKIN*, Esq; has at sundry Times represented the Petitioner as a Jacobite, and a Friend to the Pretender; and praying that the House would be pleased to enquire into the Grounds of the said Report, was read.

Robert Asheton brought to the House a Paper sealed up, which he said he received from Mr. *Bermingham* as from the Governor, which was read in the House, being as follows, viz.

GENTLEMEN,

"I AM not surprized at the first Paragraph of your Message of Yesterday, which I thus answer with the rest; to use the Language of former Assemblies, and some of the Council, I am given to understand, that you did not design to make Laws nor raise Money this Session, but upon Terms inconsistent with my Duty and Safety to comply with.

'Tis not to be wondered at, that the Council should be of Opinion with the Assembly, since of four, of which the Council consisted, three of them are of the People called Quakers, and the other, I suppose, durst not dissent from them.

I cannot recede from my Opinion relating to the Act of the First of King *GEORGE* till I am otherwise directed from Home.

I cannot agree to a Conference, where I must be without a Lawyer, and under the Disadvantage of Six and Twenty to One; for I assure you, Gentlemen, in this Affair, I am govern'd by my own Reason: And if I had Advisers, I should not bring them to a Conference, where 'tis probable they might see me treated with Indignity through their Sides."

Ordered, That a Message in Writing be sent to the Governor, to acquaint him, that this House is informed, that the Governor, had on some Occasions, charged *Richard Hill*, Esq; Speaker of this House, and *James Logan*, Esq; Secretary of this Province, as Jacobites, and disaffected to the Government of *Great-Britain*; and to desire that he would be pleased to lay before this House the Grounds of the said Charge.

Ordered, That *George Roach*, *William Fishbourn*, *Henry Oburn*, and *John Swift*, do wait on the Governor, and deliver him the said Message; and then the House adjourned till Three a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

John Swift, and the other Members appointed to deliver the written Message of this House to the Governor, report, they delivered their Message according to Order; that the Governor replied, that he thought himself not obliged to render any Reasons to this House for his Accusation against the Speaker, but would do it at the Board at Home; that the Members replied, that if he could give any Proofs to support the Charges against the Speaker, the House would purge themselves of any Member disaffected to the Government; and the Governor answered, that he believed in his Conscience, that the Speaker was in the Pretender's Favour, but would not give any Reasons to the House for such his Belief; and that the House might if they pleased adjourn themselves for Six Months, or any longer Time, or Words to that Effect.

Resolved, N.C.D. That the following Message in Writing be sent to the Governor, *viz.*

To CHARLES GOOKIN, Esq; Lieutenant-Governor of the Province of Pennsylvania, &c.

May it please the Governor,

THIS House being under a deep Concern, upon all Occasions, to shew their Loyalty as faithful Subjects to his Majesty King GEORGE, can by no Means think themselves discharged of their Duty, without further Enquiry into the Truth of the Report which they have received, and made the Governor acquainted with this Morning, which affects their Speaker, and another Person bearing considerable Offices and Trusts in this Government; and finding the Governor's Answer to our last Message concerning the same not satisfactory, do crave Leave to acquaint the Governor, that this House doth immediately intend to resolve into a Committee of the whole House, in order to enquire into that Matter; and that the said Committee will be desirous to receive from the Governor, or any other Person, any Information concerning the same, in order to proceed to the Extent of what is their Duty, and purge this House of any Member or Members thereof, that may appear, or shall be proved guilty of Disloyalty to the King, or Disaffection to his Government, under which we unanimously declare ourselves extremely happy, and well satisfied.

Ordered, That the said written Message be signed by the Speaker, and that *Clement Plumsted*, and *Jeremiah Langhorne*, do wait on the Governor with the same.

The said Members return and report, they delivered their Message according to Order.

Resolved, That this House do immediately resolve into a Committee of the whole House, in order to proceed in the further Consideration of the Information against the Speaker of this House; and that the Petition of *James Logan*, be referred to the Consideration of the said Committee.

The House, accordingly resolved into a Committee of the whole House, to consider of the Matters to them referred as aforesaid; and after some Time spent therein, the Speaker re-assumed the Chair, and *William Trent*, Esq; Chairman of the said Committee, reported, that they had examined and gone thro' the Business to them referred, and came to certain Resolves, which he delivered in Writing.

Ordered, That the said Report of the Committee be read To-morrow; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

According to Order Yesterday, the Report of the Committee was read, and, after some Amendments made thereto, was agreed to by the House, N.C.D. and is as follows, *viz.*

THE Committee having entered upon the Examination of the Report concerning the Speaker, as also considered the Petition of *James Logan*, Esq; Secretary of this Province, having heard the Evidence and Affidavits made by *Jonathan Dickinson*, *Thomas Masters*, and *Abraham Bickley*, Esquires, Aldermen of the City of *Philadelphia*, *Robert Asheton*, Esq; Recorder of the said City, and *Owen Roberts*, Esq; Sheriff, whereby it is proved that the Governor had declared, that the Speaker, and the said *James Logan* were Jacobites, disaffected to the present Government of *Great-Britain*, and Favourers of the Pretender, or Words to that Effect, as by the several Depositions hereunto annexed may appear.

Whereupon the Committee sent a Message to the Governor, to acquaint him, that the House is in a Grand Committee, and desire to know whether he has any Thing to lay before them, to maintain the Charge against the said Persons; and the Governor returned for Answer, that he had nothing to lay before the Committee; whereupon the Committee having made what further Enquiry they could concerning the said Charge, and finding nothing, they proceeded to hear what the Speaker had to say in his own Vindication; and having read the Secretary's Petition, which contains his Vindication, as well as Complaint of the Injury he sustains by the said Charge, came to these following Resolves.

1. This Committee is of Opinion, that the said Charge against the Speaker and the Secretary, is without any Ground or Reason to support it.

2. That the said Speaker, and Secretary, having very soon after Notice of his Majesty King GEORGE's happy Accession to the Crown, taken and subscribed the Declarations and Engagements required by Law to qualify them in their respective Stations and Places of Trust in this Government; and inasmuch as nothing has been made appear to this Committee, that the said Speaker, and Secretary, have, or either of them hath, in any ways, violated their said Engagement, but upon all Occasions have demean'd themselves as faithful and loyal Subjects ought to do; therefore this Committee is of Opinion, that the said Charge seems to be intended only to render them obnoxious to our Sovereign Lord the King and his Government.

3. It is the Opinion of this Committee, that inasmuch as the Governor was pleased to declare his Satisfaction with the Choice made by the present Assembly of the said *Richard Hill* to be their Speaker, the Governor ought to do the House of Representatives the Justice, either to lay before them the Reasons or Grounds of his said Charge, if any, or clear him of that Imputation.

4. That it is the Opinion of this Committee, that the Affidavits, whereunto this Report refers, be annexed hereunto, and laid before the House.

Ordered, That *Isaac Norris*, *David Lloyd*, *John Swift*, and *George Roach*, be a Committee to prepare an Address or Representation of the present State of Affairs in this Government, against the next Meeting of this House; and that the Proceedings of this House be an Instruction to the said Committee.

That the Speaker, *Clement Plumsted*, and *Benjamin Vining*, be a Committee to examine and revise the Minutes, and that the Clerk do transcribe them fair against the next Meeting of this Assembly.

Resolved, That the Speaker issue his Orders, requiring such Members as have not yet appeared, to give their Attendance on the Service of this House next Meeting, *viz.* *Henry Hayes*, *Joseph Pennock*, *Thomas Stackhouse*, and *James Carter*, which were done accordingly, and delivered to *Jeremiah Langhorne* and *Henry Oburn*.

Ordered, That *John Sotcher*, and *William Fishbourn*, do wait on the Governor, and acquaint him, that the House inclines to adjourn till the Twenty-ninth Instant.

The said Members return, and report, they delivered their Message to the Governor, according to Order; and that the Governor said, he was well pleased with the said proposed Adjournment; and then the House adjourned till the Twenty-ninth Instant.

THE House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members appeared.

The following Members subscribed the Qualification appointed by the Law of this Province (Fourth *Annae Reginae*) and also the Abjuration, prescribed for the People called *Quakers*, by the Act of Parliament of the First of King GEORGE, the same being first read unto them by the Clerk, in the House, with an audible Voice, *viz. Henry Hayes, and Joseph Pennock*; and then the House adjourned till Three a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

Thomas Stackhouse, and *James Carter*, elected to serve as Members of Assembly for the County of *Bucks* for the Year ensuing, appeared, and offered several Reasons to the House to be excused from attending the Service this Session; and being withdrawn, the Question being put, whether the Reasons given by the said *Thomas Stackhouse* are sufficient to excuse his Attendance on the Service of this House? *Resolved in the Negative, N.C.D.*

The Question being put, whether the Reasons given by the said *James Carter* are sufficient to excuse his Attendance on the Service of this House? *Resolved in the Negative, N. C. D.*

A Motion being made, and the Question put, that the said *Thomas Stackhouse*, and *James Carter*, be prosecuted according to Law, for refusing to attend the Services of this House? *Resolved in the Affirmative.*

Ordered, That the Clerk of this House do prosecute them for the same accordingly, and report his Proceedings therein to the Assembly.

Resolved, That the Speaker issue his Orders to the Secretary of this Province for electing two Persons to serve in Assembly instead of the said *Thomas Stackhouse*, and *James Carter*, refusing to serve as aforesaid; which was done accordingly.

The Committee appointed to prepare and bring in an Address or Representation of the present State of Affairs of

this Province, brought in the same accordingly; which was read the first Time, and ordered a second Reading; and then the House adjourned till Two a Clock To-morrow Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The Address or Representation of the present State of the Affairs of this Province, was, according to Order, read a second Time, and debated.

Resolved, That this House do To-morrow Morning resolve itself into a Committee of the whole House, further to consider of the said Representation, and nothing to intervene; and then the House adjourned till Nine a Clock To-morrow Morning precisely.

The House met, and the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

Ordered, That it be an Instruction to the Grand Committee on the Representation of the present State of Affairs in this Province, to insert such Law Cases, and other Instances relating to that Matter, as they shall think suitable.

Then the House, according to the Order of the Day, resolved into a Committee of the whole House, to proceed on the Consideration of the said Representation; and, after a long Time spent therein, the Speaker re-assumed the Chair, and *William Trent*, Esq; Chairman of the said Committee, reported, that they had made some Progress in the Matters to them referred, and desired Leave to sit again in the Afternoon.

Resolved, That this House will in the Afternoon resolve into a Committee of the whole House, further to proceed in the Consideration of the said Representation; and then the House adjourned till Three a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The House, according to Order of the Day, resolved into a Grand Committee, further to proceed in the Consideration of the Representation of the State of Affairs in this Province; and, after a long Debate thereon, the Speaker re-assumed the Chair, and *William Trent*, Esq; Chairman of the said Committee, reported, that they had gone through the said Representation, and made several Amendments thereto, and delivered into the House the said Representation as so amended.

Ordered, That the same be read To-morrow Morning; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The House, according to Order, proceeded on the Reading of the Representation of the State of Affairs in this Province as brought in by the Committee.

Resolved, That the further Consideration thereof be referred till the Afternoon; and then the House adjourned till Three a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The House, according to Order, proceeded further in reading of the Representation brought in from the Committee, went through the same, and made several Amendments thereto.

The Question being put, whether the said Representation as now amended, be ingrossed by the Clerk, signed by the Speaker, and presented to the Governor? *It passed in the Affirmative*.

Benjamin Vining reports, that he, with the Speaker and *Clement Plumsted*, had (according to Order of the Twentieth *ult.*) examined and revised the Journals of this House with the fair Copy or Duplicate of the same, as transcribed by the Clerk, which were delivered in at the Table.

Ordered, That the same Members be continued to go through the Remainder of the Journal, and examine the same with the fair Copy, in order for Publication; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

David Lloyd brought in divers Quotations which he collected from Books of Law, being adjudged Cases to support the Opinion of the House relating to the Force and Operation of Laws of this Province, as is set forth in the Representation of this House, which were read; and the Question being put, whether the said Law Cases be annexed (by Way of Appendix) to the aforesaid Representation of this House? *Resolved in the Affirmative*, N.C.D.

Clement Plumsted brought in a short Clause to be added to the Representation of this House, which he read in his Place, and delivered in at the Table; the said Clause being again read, was amended, and agreed to by the House.

The Question being put, that the said Clause as amended be added to the said Representation? *Resolved in the Affirmation*, N.C.D.

Ordered, That *Thomas Masters*, and *Jeremiah Langhorne*, do wait on the Governor, and acquaint him, this House inclines to adjourn till the last Day of *December* next.

The said Members return, and report, they delivered their Message to the Governor according to Order; to which he agreed.

Thomas Wilson, Clerk, brought in the Representation of this House, with the additional Clause and Appendix thereto (the same being ingrossed according to Order) which was examined and read in the House, being as follows, *viz.*

To *CHARLES GOOKIN, Esq; Lieutenant Governor of the Province of Pennsylvania, &c.*

A REPRESENTATION of the *Freemen of the said Province*, in *General Assembly Met*, the *Third of the Ninth Month*,

May it please the Governor,

WHEN our Proprietary and Governor in Chief first obtained a Grant of this Province from the Crown, and a numerous Colony of industrious People settled therein, we are well assured it was his Inclination, as well as visable Interest, to render them as safe and easy as possible under his Administration.

And as his religious Perswasion, as a Dissenter from the established Church of *England*, was well known, and therefore those of the same Profession made a great Part of the first Adventurers with him, it cannot be doubted but that he would ever think himself obliged to provide that they should enjoy in *Pennsylvania*, at least equal Ease and Privileges with any other *English* Subjects of the same Rank in any of the King's Dominions.

Accordingly, when necessitated to be absent from us, as he has for the most Part been, he took Care from time to time to appoint such Persons to be his Deputies in the Government, in whose Moderation and Tenderness towards his Friends, as well as Loyalty to the Crown, and Justice to all its Subjects, be believed he might confide.

When the Governor therefore first brought over the Proprietary's Commission of Deputation for the Government, we could not doubt but that, being the Proprietary's Choice, and acting solely by Powers derived from him, he would steadily pursue the Measures that had generally been taken from our first Settlement, and endeavour to make all the Subjects of the Crown, under the Proprietary's Government, equally secure and easy.

On this Expectation, confirmed by the Proprietary's Letters of Recommendation, the Assemblies, not doubting the Governor's good Intentions towards them, freely discharged what was incumbent on them, and it is hoped in no small Measure to the Governor's Satisfaction.

Nor, while the Proprietary's Health and former Abilities happily continued, had the Inhabitants much Reason to complain; but that the Governor made the Proprietary's Directions from Home, as far as they could be obtained, and the Advice of those the Proprietary had intrusted here, the Rule (in a great Measure) of his Conduct, in what related to the Proprietary's Interest or Government, and to the Privileges of the People.

But whether it be now owing to the Discontinuance of those Orders and Directions, which has followed on the late great and melancholy Change in the Proprietary's Health, or to some unhappy Advice from others, or to any new formed Views, we know not; but this House of Representatives, soon after their first Meeting, finding the Governor had, at length, so far lost Sight of the Obligations he lay under to his Principal and Constitution, as to enter on Measures inconsistent with his Interest and our Constitution, and the Liberties of the People, we judged it our indispensable Duty to apply to the Governor for Redress; who declaring his Opinion to be such as would not admit of any, we desired, with due Submission, that he would be pleased to suffer the Reasons of that Opinion to be argued before him; but finding, to our Trouble, that all our Endeavours are in vain, we think ourselves obliged, in the Discharge of the Trust reposed in us, fully to represent the fatal Consequences, as well as Unreasonableness, of those Measures, to the End that a proper Relief may be obtained; without which, the greater Part of the Inhabitants of this Province must be rendered miserable, which we humbly offer as follows.

Those who accompany'd the Proprietary in the Settlement of this Colony being chiefly (as has already been observed) of those called *Quakers*, who lying under some Hardships in their native Country, because, for Conscience Sake, they could not comply with the Laws there for taking Oaths, they expected that, by Virtue of the Powers of Legislation granted by the Crown to the Proprietary and them, they might, after the Hazards and Toil of their Removal hither, be capable of enjoying the Privileges of *English* Subjects, without Violation to their religious Principles.

Accordingly the Proprietary and Assemblies provided Laws, by which those People might be enabled to hold any Offices, (there being but few others at that Time to fill them) or to give Evidence in any Case whatsoever.

Some Disputes afterwards arising on this Subject, the late Queen, by her Order in Council, dated the Twenty-first of *January*, 1702, was pleased to extend to this Province the Affirmation, allowed to *Quakers in England*, by the Seventh and Eighth of WILLIAM the III. not only for the Purposes intended by that in *England*, but also for the Qualification of Magistrates and Officers; and the same being from thence applied to other Cases, this Order, on the Repeal of our own Acts, in a great Measure supplied what was necessary in this Point for the Administration of Justice.

But the Act of Parliament itself being near its Expiration, it was found necessary, as well on that as some other Considerations, to establish by an Act of this Province the Qualifications of Officers, and the Manner of giving Evidence by Affirmation; and the Governor (upon the Assembly's performing the Conditions proposed to them) passed Acts for that, as well as other Purposes, to answer the Exigencies of the Government.

That the said Affirmation Act should have full Force, according to the Intention of them, is of such Importance to the Ease and Security of the whole Province, that it could scarce be supposed any Person amongst us, who professes even the most slender Regard to the Peoples Welfare, would attempt to deprive them of the Advantages thereof.

It is therefore the more surprising, that the Governor himself (from whose Station, and the Trust reposed in him by our Proprietary, the most tender Concern for the Safety and Well-being of all his Majesty's Subjects, under his Care, might reasonable be expected) should be the principal, if not the first Person in his Government, who would render the Intentions of those Acts void to us, tho' passed by himself into Laws so lately before, by publicly declaring his Opinion in such Manner as would render the said Acts repugnant to the Laws of *England*, and repealed by the Act of Parliament of the first of his present Majesty; in Pursuance of which Opinion, he has refused to qualify such Persons for Offices that could not take the Oath according to the Law of *England*.

The Consequence of which is, that as no *Quaker in Great-Britain* is qualified or permitted to give Evidence in any Criminal Casues, or serve on any Juries, or bear any Office or Place of Profit in the Government; so, should the same hold in

this Colony, not only the greater Number of the first Adventurers, with their Descendants of the same Profession, are to be wholly excluded from having any Part or Share in the Administration of Justice, and Execution of the Laws of the Country (which, as it would be a general Inconveniency, so would it throw the Burden too heavily on a few of the Inhabitants) but, what is of no less Importance, for the Security of those of other Professions, the greatest Outrages and Barbarities against any Person may be committed in the Face of any Number of *Quakers*, and the Malefactors, tho' brought to Trial, must escape with Impunity for want of legal Evidence, if that of *Quakers* is not to be so accounted; of which the Governor cannot forget a very memorable Instance, when (at a Time, that unhappily there was no Act of the Province for an Affirmation, but the Queen's Order was thought sufficient during that Interval for all but Capital Cases) it is presumed a Murderer escaped the Sentence that was due to him for want of such Evidence as was esteemed legal, tho' more than one *Quaker* appeared in Court who were Witnesses to the Fact.

But besides these Inconveniences, however great, there remains one further Consequence of that Construction of the Act, which, perhaps, the Governor is not sufficiently advised of; which is, That if no *Quaker* in *Great-Britain* nor the Plantations can bear any Office or Place of Profit in the Government, some may judge it a natural Inference, that the Proprietary himself is equally affected by it; and then all Powers derived from him, as well those lodged in the Governor by his Deputation, as the Magistracy and inferior Officers, fall together.

Having thus far pointed out the destructive Consequences of that Opinion, should it fully take Place in this Province, we judge it, in the next Place, incumbent on us, in Duty to the Governor, and for the Discharge of the Trust reposed in us by those we represent, to offer to the Consideration of the Governor, and all others concerned, such Reasons as have occurred to us in our Enquiry into this Head, which, we hope (with Submission) will render it incontestably evident, that the Affirmation Acts of this Province are in full Force, and are neither repealed nor affected by any Act of Parliament that has come to our Knowledge; but that the Governor is obliged to take Care, that the same be equally, with any other Act, put duly in Execution.

By the same royal Charter of King CHARLES II. by which this Province, with Licence to transport an ample Colony

thereunto, was granted to our Proprietary, and Governor in Chief, the said King grants to him, and his Heirs, &c. Power to make Laws jointly with the People; and directs the Force and Limitations of them in the following Words, as they stand in divers Parts of the said Charter, but are here collected, *Viz.*

“We reposing special Trust and Confidence in the Fidelity, Wisdom, Justice, and provident Circumspection, of the said *William Penn*, for us, our Heirs and Successors, do grant free full, and absolute Power, by Virtue of these Presents, to him and his Heirs, and to his and their Deputies and Lieutenants, for the good and happy Government of the said Country, to ordain, make, enact, and under his and their Seals to publish any Law whatsoever for raising of Money for the Publick Uses of the said Province, or for any other End, &c. by and with the Advice, Assent and Approbation of the Freemen of the said Country, or the greater Part of them, or of their Delegates, &c. and the same Laws duly to execute unto and upon all People within the said Country, and Limits thereof; which Laws, so as aforesaid to be published, our Pleasure is, and so we enjoin, require and command, shall be most absolute and available in Law; and that all the Liege People and Subjects of us, our Heirs and Successors, do observe and keep the same inviolably in those Parts, so far as they concern them, under the Penalties therein expressed, or to be expressed. *Provided nevertheless*, That the said Laws be consonant to Reason, and be not repugnant or contrary, but as near as conveniently may be, agreeably to the Laws, Statutes and Rights of this our Kingdom of *England*. And our further Will and Pleasure is, That the Laws for regulating and governing of Property within the said Province, as well for the Decent and Enjoyment of Lands, as likewise for the Enjoyment and Succession of Goods and Chattels, and likewise as to Felonies, shall be and continue the same as they shall be, for the Time being, by the general Course of the Law in our Kingdom of *England*, until the said Law shall be altered by the said *William Penn*, his Heirs or Assigns, and by the Freemen of the said Province, their Delegates or Deputies, or the greater Part of them. And to the End the said *William Penn*, his Heirs, or other the Planters, Owners, or Inhabitants of the said Province, may not, at any Time hereafter, by Misconstruction of the Powers aforesaid, thro’ Inadvertency, or Design, depart from that Faith and due Allegiance which, by the Laws of this our Realm

of *England*, they, and all our Subjects in our Dominions and Territories, always owe unto us, our Heirs, and Successors, &c. *Our further Will and Pleasure is*, That a Transcript or Duplicate of all Laws, which shall be so as aforesaid made and published within the said Province, shall, within five Years after the Making thereof, be transmitted and delivered to the Privy Council for the Time being of Us, our Heirs and Successors; and if any of the said Laws, within the Space of six Months after that they shall be so as aforesaid transmitted and delivered, be declared by us, our Heirs or Successors, in our or their Privy Council, inconsistent with the Sovereignty or lawful prerogative of us, our Heirs or Successors, or Contrary to the Faith and Allegiance due by the legal Government of this Realm from the said *William Penn*, or his Heirs, or of the Planters or Inhabitants of this Province; and that thereupon any of the said Laws shall be adjudged and declared to be void by us, our Heirs or Successors, under out or their Privy Seal; that them, and from henceforth, such laws, concerning which such Judgment and Declaration shall be made, shall become void, otherwise the said Laws so transmitted, shall remain and stand in full Force, according to the true Intent and Meaning thereof."

Pursuant to these Powers, the said Acts of this Province for an Affirmation were made and published: And tho' a considerable Part of the five Years, limited in the Charter, is yet unexpired, the same have been duly transmitted; nor have we heard any Thing but that they are, or may be, well approved of, having Reason to hope, that they contain nothing for which (according to the Tenor of the said royal Charter) they ought to be declared void; and therefore are of as full Force, as absolute and available, and to be observed and kept as inviolably, as any Law whatsoever that can be enacted in this Province, and ought accordingly to be as duly executed by the Governor to the full Extent thereof.

But the Governor, in answer to a Resolution of this House of the Eighteenth of *October* last, which was, That the royal Charter makes the Acts of this Province most absolute and available in Law until repealed by the King, is pleased to say, that he joins with the Assembly in this Resolve, provided the Laws are not repugnant to the Laws of *England*: And by the following Paragraph in the same Answer, which is, That he allows the Laws of the Province had settled the Qualifications of Magistrates, and other Officers, until the Publications of the Act of King *GEORGE* relating thereto, he has, at last,

thought fit to give so much under his Hand as his Opinion; the natural Construction whereof is, that the said Affirmation Acts of this Province (being the Subject then in Hand) are repugnant to the Laws of *England*, and repealed by the said Act of Parliament.

But to this we humbly offer, that if it must be termed repugnant, because it differs from, or is not the same with the Act of Parliament, then the Clause of the royal Charter, which grants Power to the Governor and Assemblies here to alter the Laws of *England* for the Descent of Lands, enjoying Estates, and punishing Felonies in this Province (as is above recited from the said Charter) appears to be useless, and in vain.

But it is further to be considered, that as the Term Repugnant always implies an absolute Opposition or Contrariety in Matter, it cannot be said, that an Act of this Province, which enables those called *Quakers* to serve in Offices, upon Juries, and to be Evidence in all Cases (the Circumstances of the Country requiring that it should be so) is contrary to an Act of *Great-Britain*, which enables them only to give Evidence in Civil Cases; these who differ, 'tis true, and so it was certainly considered and expected at the Time of the royal Grant, that our Acts might in some Measure differ from those in *England*, otherwise those of *England* would suffice, and no such Power for altering them needed to have been granted: on the contrary, the Act of this Province, pursuant to the Directions of that royal Charter, is as nearly agreeable as to our Conveniency, may be, to the Statute provided for *Quakers* in *Great-Britain*.

But the Governor, we presume, could not intend by his Answer, that this Act, at the Time of passing it, was repugnant to any of the Laws of *England*, tho' it differed from them, for in that Case certainly he could not have given it his Sanction; it must therefore be meant, that it is become repugnant only since the supposed Publication of the *British* Act, which he conceives repealed it; or, to state what can be alledged on that Head, in its full Force, and the plainest Terms it will bear, that the Act of the First of King GEORGE, intituled, *An Act for making perpetual an Act of the seventh and eighth Years of the Reign of his late Majesty King WILLIAM III, intituled. An Act that the solemn Affirmation and Declaration of the People called Quakers, shall be accepted instead of an Oath in the usual Form, &c.* extends to this Province that Act of King WILLIAM, by these Words in the last Clause of it, *Viz.*

"*Provided always*, That so much of this Act as relates to the Affirmations to be made by the People called, *Quakers*, shall be extended to that Part of *Great-Britain*, called *Scotland*, for ever, and to the Plantations belonging to the Crown of *Great-Britain*, for five Years, &c." Therefore, that as the *Quakers* are not permitted by that Act in *Great-Britain*, to hold Offices, serve on Juries, or be Evidence in Criminal Cases, so, by its being extended to the Plantations, they are as effectually disabled there; and that all Acts of this Province for qualifying *Quakers* in these Cases, are by the superior Force of this Act of Parliament repealed, and made utterly void.

But when the Language of the Act itself comes to be considered, the whole seeming Force of this Objection will, we presume, entirely disappear; the Clause of Limitation in the Seventh and Eighth of WILLIAM III. is in these Words; "*Provided, and be it enacted*, That no *Quaker*, or reputed *Quaker*, shall by virtue of this Act be qualified, or permitted to give Evidence in any Criminal Causes, or serve on any Juries, or bear any Office or Place of Profit in the Government, any Thing in this Act contained to the contrary in any wise notwithstanding." Upon which we conceive, what Brigadier *Hunter*, Governor, under his Majesty, of the Provinces of *New-York*, and *New-Jersey*, has (in a Case parallel with ours) observed, in his printed Declaration on that Subject, under the Title of *An Answer to what has been offered as Argument against the Validity and Force of an Act of Assembly*, intituled, *An Act that the solemn Affirmation and Declaration of the People called Quakers, &c.* passed in the Province of *New-Jersey*, in the thirteenth Year of the Reign of Queen ANNE, to be of such Force as to be worthy our Recital; in which after he has observed in general, in the following Words:

"Into what a woeful Condition must the Plantations be plunged, if such Laws as shall, by a Legislature lawfully constituted by virtue of Letters Patent under the Broad Seal, be enacted for the good Government and Ease of the Subjects there, shall, by Implication, or Construction, be deemed to be repealed, &c." he is pleased to say, "That Act of Assembly is not, so much as by Implication, repealed; for the Words in that Act, upon which they lay the Stress of the Argument, are these (*Provided, That no Quaker shall, by virtue of this Act, be qualified, &c.*) Now I know no *Quaker* (continues that Gentlemen) that pretends he is, or

can, by virtue of that Act, be qualified; but I believe every *Quaker* thinks that he is, or may be qualified by virtue of an Act of Assembly, intituled, *An Act that the solemn Affirmation and Declaration of the People called Quakers, &c.* passed in this Province, and sent Home, &c. It is as plain as Words can make it, that that Act of the Seventh and Eighth of King WILLIAM has no Negative but upon itself, and consequently cannot be alledged in bar to any Laws already enacted in the Plantations, or even such as may be enacted; for by these Letters Patent, which gave a Being to this Government and Legislature, all such Laws as shall be enacted by the Governor, Council and Assembly, are declared to be in full Force from the Time of enacting." The same worthy Gentlemen and Governor is further pleased in the said "Print to publish an Instruction from the late Queen, in whose Reign that Act of Assembly was made, directing him to pass such an Act in *New-Jersey*; by which Instruction her Majesty was pleased further to declare her Will and Pleasure, That such of the People called *Quakers*, as shall be found capable of serving in her Council, the General Assembly, and in other Places of Trust and Profit in *New-Jersey*, and accordingly be elected or appointed to serve therein, may, upon their taking and signing the Declaration of Allegiance to her Majesty, in the Form used by the same People in *England*, together with a solemn Declaration for the true Discharge of their respective Trusts, be admitted by the Governor to any of the said Places or Employments." And he adds, that the same Instructions are, Word for Word, also contained in his present Majesty's Instructions to the Governor, dated the First of *July*, 1715. By which it appears, that both the late Queen was, and his present Majesty is, willing, that the People called *Quakers*, immediately under their Government in *New-Jersey*, should enjoy the full Privileges which are craved here, as due to the people we represent, by their charteral Rights under the Government of our Proprietary *William Penn*.

To this we may add what has also been observed on the same Subject by the Chief Justice of *New-Jersey*, in his Speech delivered at the Supreme Court in *May* last, at *Burlington*, which is also printed; wherein he clearly gives his Opinion in Law, very nearly in the same Terms the Governor had done before, and then proceed in these Words, *viz.*

"This Act of Parliament of *Great-Britain* is an Enlargement of the *Quakers* Privilege to what it never was before; it

makes that perpetual to them in *England* which before was temporary and expired, or near expiring, by its own Limitations; carries the same into that Part of *Great-Britain* called *Scotland*, where it was not before, and makes it perpetual there; and into the Plantations generally for five Years. This does no way hinder but that, by Virtue of the Act of Assembly of this Province (which is a Municipal Law thereof) the *Quakers*, or reputed *Quakers*, are qualified to be of Juries and Evidence, and bear Offices of Trust and Profit in the Government; nor but that they may be so qualified here-after by any other Law hereafter to be made for that or the like Purpose, although by virtue of that Act of Parliament they are not so Qualified."

Having thus far stated this Point, we should now leave it; but that we are obliged to give the Sense of this House to that Part of the Governor's Answer to our Resolves, in which he is pleased to say, that tho' he was of Opinion he could not be safe in giving any Qualification but an Oath; yet by a *Dedimus* they (*the Officers and Witnesses*) might have been qualified as the Law directs.

On which we must humbly observe, that tho' it be very certain a *Dedimus Potestatem*, duly issued by the Governor, is no less sufficient in Law for administering the Qualifications to any Officer, than the Governor's Act in his own Person; which, notwithstanding, the Governor has not of late, that we know of, condescended to, but refused to admit such of those, called *Quakers*, as by Virtue of the Proprietary's Charter to the People were elected to serve in certain Offices, until that more remarkable Case of the last Qualification of the Mayor of *Philadelphia*; yet no such *Dedimus* will answer the Exigencies of this Government, should the Governor's Opinion obtain: For should it be taken for granted, that the Affirmation Act of this Province is actually repealed by the Act of Parliament, then all such Qualifications will be construed illegal, whether given by himself or other Persons impowered by him.

And as the Judges of the Supreme Court have rendered their Reasons to this House for their not proceeding to try the Criminals now in the respective Goals of this Province, *viz.* That they cannot think it prudent to proceed by Virtue of the Governor's Commission to them, in Opposition to his Opinion, in so tender a Point as the Lives of his Majesty's Subjects: So all others must be discouraged in Cases of such vast Consequences; for no *Dedimus* will make that Act sufficient that is in itself illegal,

It has by this Time we hope, clearly appeared, from what has been offered, That this Opinion of the Governor's is (with Submission) neither sounded on Law or Reason; but from hence we cannot but desire the Governor may be induced more seriously and maturely to consider how unaccountable and astonishing it must appear to Mankind, that while such a Person as Governor *Hunter*, who holds his Commission directly from the Crown, is accountable to no other Principal, nor under Obligations to any called *Quakers*, as Superior, has thought it necessary, in the Discharge of his Trust, to publish his Reasons in such a Manner for removing Mistakes, and allaying the Disturbances from thence fomented: at the same Time, tho' such an Example be set to us at no greater Distance than the other Bank of *Delaware*, our Proprietary *William Penn's* Lieutenant, in the Province of *Pennsylvania*, should be drawn into Measures so injurious, not only to the Interest of his Principal, from whom he derives his Power, but to the very Being of the Constitution over which he is intrusted to preside: We heartily wish we could by any Construction find other Causes, to which these Procedures might be imputed, than a form'd Design; but we are justly alarmed at some other late Proceedings of the Governor, which, as they have naturally fallen under our Notice, we think ourselves also obliged in Duty to represent

When the House had chosen their Speaker, and the Governor without any Objection approved their Choice, they proceeded to take the usual Qualifications, as the Law in that Case directs; but upon the Rumours that had been spread of Persons disaffected to his present Majesty, that this House might give the utmost Expressions they could of their Loyalty, they, by a Message to the Governor, requested to know, if besides what they had taken as usual, the Governor had any Directions from *Great-Britain*, or any further Qualification to offer to the House; to which he was pleased to answer, he had not; the House notwithstanding, resolving to neglect no Part of their Duty, but to give all the Assurances of their Loyalty in their Power, thought fit unanimously to take and subscribe the Test, called *The Abjuration*, every One in the Way prescribed to them by the several Acts of Parliament, according to their religious Perswasions, and then proceeded to the Business before them.

But being informed that the Governor had, at divers Times, and to sundry Persons, charged the present Mayor of the City of *Philadelphia*, now Speaker of the House, as a Person

disaffected to his Majesty King GEORGE; and that he further alledged, the only Cause of Difference betwixt him and the said Mayor, was, because the Governor would not agree to proclaim the Pretender, or Words to the same Effect; the House conceived themselves obliged, in Duty to his said Majesty, to enquire into the Grounds of this heinous Charge, that in case there should be any found, they might purge themselves of the Scandal.

Accordingly having in a Committee of the whole House taken full Proofs, that the Governor had so charged the Speaker; and finding by the same Evidence, that he had in the same Manner also charged *James Logan*, Secretary of the Province, they, by a Message, desired of the Governor, that he would be pleased to lay before the House his Grounds for those Accusations; but he returned no other Answer, than that he thought himself not obliged to render any Reasons to the House for his Accusation, but would do it at the Board at Home; and the Members sent on the Message, could not persuade him to give any Reasons here.

The House hereupon judged it still the more incumbent on them to enquire fully into this Matter; and accordingly they, by a written Message, informed the Governor, "That being under a deep Concern on all Occasions, to shew their Loyalty as faithful Subjects to King GEORGE, they could by no Means think themselves discharged of their Duty, without further Enquiry into the Truth of the Report, which they had received and acquainted the Governor with which affected their Speaker, and another Person bearing considerable Offices and Trusts in this Government; and finding the Governor's Answer to the last Message concerning the same not satisfactory, they further acquainted him, that the House intended immediately to resolve into a Committee, in order to enquire into that Matter, and that the said Committee would be desirous to receive from the Governor, or any other Person, any Information concerning the same, in order to proceed to the Extend of what is their Duty, and purge the House of any Member or Members thereof that may appear, or shall be found guilty of Disloyalty to the King, or Disaffection to his Government, under which the House unanimously declare themselves extremely happy, and well satisfied.

But the Governor, tho' another Message was sent to him to crave his Answer, could not be prevailed on to give any, but that he had nothing to lay before them; the House not-

withstanding, while formed into a Committee for that Purpose, proceeded to make the utmost Enquiries in their Power, but could not find the least Ground to suspect the Persons charged, or to believe the Accusations against them had any Manner of Foundation.

Now what Sentiments can be formed of such a Conduct, in a Person acting in so exalted a Station, the House must acknowledge themselves to be at a loss to determine. But the House would consider it as no small Happiness to the whole Province, could they be assured that the Governor had no Design, by his Representation to any Board at Home, to raise a Merit to himself on the Ruin of others; who, could they be heard there, and fully known, might be found as faithful and loyal, in their Stations, to the present Establishment and Succession, as any of the King's Subjects whatsoever: Had the Governor believed the Speaker to be such a Person as he has thought fit to render him, it was doubtless incumbent on the Governor to except against him, when first presented by the House in that Station; or had he suspected either the Speaker, or any other Member, to be disaffected to the King, it might no less be expected that he should have recommended to the House the further Qualifications of the Adjuration, as a Test to them: But if the Speaker of the House of Representatives of *Pennsylvania*, and others acting in great Trusts, are to be rendered to the Ministry, or to any Board, as Persons so notoriously disaffected as the Governor's Charges imply, and this without the least Proof offered here, tho' so importunately and yet dutifully solicited; it will force all thinking Persons on Apprehensions, that there is more intended by it than can safely be acknowledged here, where Things and Persons are better known than can possibly be at such a Distance as the other Side of the Ocean.

Having proceeded to such a Length on these two important Subjects, we should now choose to bring this Representation to a Period, but that the Governor's Written Answer to another Message from the House exacts our Notice, in which he is pleased to say, "That he is given to understand (for which he thinks fit to quote the Language of former Assemblies, and some of the Council) that this House did not design to make Laws, nor raise any Money this Session, but upon Terms inconsistent with the Governor's Duty and Safety to comply with." To which, the justest Reply we can at present return, is, that this House came together with no other Views than to discharge their Duty, in all respects, to the

best of their Skill and Power; and they have nothing to crave of the Governor but what, they firmly believe, is not only his Duty, but for his Honour and Safety to grant them: They would willingly have proceeded to enquire what further Laws may be necessary for the Well-being of the Province in general, the Governor having told us in his Speech, "That if we should have any other Bills to offer, that might be for the Interest and Tranquility of the People, he should be ready to pass them, and promised himself that we would make a Return suitable to their Circumstances, and the Advantages they will receive by them." But in his next written Message he informed the House, "That he disagreed from both the Council and Assembly in his Opinion upon a Point of such Importance to the Security as well as Tranquility of the People, that no other Bill of ours can be of more to us": the Purport of which was, that he declared (in Opposition to both Council and Assembly) that one of the last Laws he himself had passed, which most nearly affected us, was void, and this by Construction only; we could not therefore find any Encouragement from the Governor's Proposals to us, to think any other Bill we could offer was worth the solliciting, and much less reserving a further Consideration.

To this we must not omit adding, that we find Judgment was given against one *Hugh Lowdon*, at the Court of Common Pleas in *September* last; whereupon the said *Hugh Lowdon*, giving Way to the greatest Resentment and Rage, vowed Revenge, at the utmost Hazards, against the aforesaid Speaker and Secretary (being two of the Justices of that Court) and having furnished himself with Pistols, way-laid them at their Doors, and meeting the Speaker the same Night, he presented at him a Pistol loaden with Bullets, altho' by the over-ruling Hand of Providence no further Mischief ensued; as this Attempt could not but raise a Horror in the hearts of all good Men, we find the said *Lowdon* was bound over to the Court, now sitting, and Indictments were found against him for the same; at which the Governor, instead of protecting the Magistrates in the Discharge of their Trust, has now thought fit to grant *Noli Prosequi's* in the said *Lowdon's* Favour; in the same Manner he had formerly done for one *Francis Philips* (that Scandal to his Order) when indicted and prosecuted for notorious Crimes, after all the neighbouring Clergy had disallowed him. Which Proceedings, as they render the Administration contemptible, so we also justly

fear they will encourage ill minded Men to the same Attempts, in hopes of the like Favour.

But, to sum up the whole, we can truly say, we are extremely troubled that we cannot enjoy the same Happiness, that most of our Neighbours respectively do, of seeing our Governor take such Measures as should by an agreeable Force sway the Peoples Inclinations to render him easy in all Respects; which can be affected by no Means so powerfully as first rendering them easy in the Enjoyment of those Privileges which they have no undoubted Right to: And we are but too well assured, that the only Cause of a Failure herein is the Governor's Mistake, since the Proprietary's Indisposition, in the Choice of his Advisers; who, whatever Views they may at present form, will, at length, be found the sole Occasion of all the Disappointments that may fall to the Governor's Portion; for, even tho' acting by a Commission immediately from the Crown, he would have the same injured People to deal with.

And a further Confirmation of our Opinion contained in this Representation, we offer the following Law Cases in the Governor's Consideration.

It is evident, that the Proviso in the said Act of the Seventh and Eighth of King WILLIAM is dispensed with, and the solemn Affirmation extended to qualify those People in these Plantations, which could not be qualified after that Manner in *Great-Britain*; So that the extending Clause in the said Act of the First of King GEORGE, being in the Affirmative, and to be taken accordingly to the true Intent of the Makers, cannot alter a former Power, nor abolish our Affirmation Acts, founded upon the King's Charter and Prerogative Royal. And it is absurd to imagine, that because the Statute of the First of this Reign is in the Affirmative, it implies a Negative, which excludes the King's Prerogative, or our charteral Rights; for the Law is otherwise, as appears by Authorities and Resolutions in Cases of that Nature; as in Doctor *Birch's* Case, reported by *Shower*, and *Fourth Modern*, it is adjudged that the King's Prerogative is Part of the Law of the Kingdom, and the Law is the Judge and Measure of Right and Wrong; that Acts of Parliament have received particular Interpretations to avoid a particular Prejudice; but no Case can be shewn where the Words of an Act of Parliament have been enlarged to make a Construction to bar or over-throw that which the Makers never thought of or intended to meddle with.

The Words of the said Proviso in the Seventh and Eighth are, That no *Quaker*, or reputed, *Quaker*, shall, by Virtue of this Act, be qualified, &c. which makes it evident, that by those express Words, *viz. (by Virtue of this Act)* the Proviso extends to none that are to be qualified by any other Act or Power: As in Doctor *Foster's* Case in the *Eleventh Report*, it is adjudged, that when the negative Clause in the Act Third JACOBI, *viz.* That no Person shall be charged for his Wife's Offence, &c. doth not extend to a Feme Covert to be charged, either upon the Statute of the Thirty-fifth of ELIZABETH at the Queen's Suit, or upon the Act of the Twenty-third of ELIZABETH at the former's Suit; for the Words are expressly penn'd, "That no Person shall be charged for his Wife's Offence by Virtue of this Act," *viz.* the Act Third JACOBI.

The Statute of Thirty-second of HENRY VIII, of Wills, is adjudged to be in the Affirmative, and so doth take away a Custom of devising Lands; and yet the Clause which gives Power to devise Lands concludes with these Words, *viz.* "Any Law, Statute, Custom, or other Thing heretofore had, made, or used to the contrary notwithstanding."

In the Case of *Blankard and Gunday*, in the King's Bench, on a Bond given by the Defendant for a yearly Sum reserved by the Plaintiff, being Provost Marshall of *Jamaica*, upon a Deputation of that Office, the Defendant pleaded the Statute of EDWARD VI. made against buying and selling of Offices, &c. in which Case it was held, that *Jamaica* was not governed by the Laws of *England*: And further, that in *Barbados* all Freeholds are subject to Debts, and are esteemed as Chattels till the Creditors are satisfied, and then the Lands descend to the Heir. But the Law is otherwise in *England*; which shews, that tho' *Barbados* is Parcel of the Possessions of *England*, yet it is not govern'd by the Laws made in *England*, but by their own particular Laws and Customs; and for these Reasons Judgment was given for the Plaintiff.

In the Case of *Wey and Yally*, in Debt for Rent upon a Demise of Lands in *Jamaica*, brought in *London*, &c. it was adjudged that, upon *Nil debet* pleaded, the Defendant might give the Law of that Country in Evidence; and this (as the Chief Justice said) we see every Day done before Committees of Appeals from thence. And Justice *Powell* remembered, That an Action of false Imprisonment had been brought at *Westminster* against a Governor of *Jamaica*, for an Imprisonment in *Jamaica*, and the Laws of that Country given in Evidence: By all which it appears, that the Municipal Laws of

the King's Plantations are taken notice of by the Judges and Committees of Appeals in *England*, and allowed to be effectual in Law, tho' they differ from the Laws there.

And it is adjudged in the *Fifth Report*, Sixty-three, that a Bye-Law or Ordinance, made in Corporations, may be put in Execution without any other Allowance, notwithstanding the Statute of the Nineteenth of HENRY VII. by which it is enacted, That no Masters, &c. of Crafts or Mysteries, nor Rulers of Guilds or Fraternities, take upon them to make any Acts or Ordinances, neither to execute any Act or Ordinances by them heretofore made, in Disheritance or Diminution of the Prerogative of the King, nor of others, nor against the common Profit of the People; but that the same Acts or Ordinances be examined or approved by the Chancellor, Treasurer of *England*, or Chief Justice of either Benches, or three of them, or before the Justices of Assizes in their Circuit or Progress in that Shire where such Acts or Ordinances be made, upon Pain of Forfeiture of Forty Pounds for every Time that they do contrary.

We do not find by the First of King GEORGE, that his Majesty's Power of approving the Forms of Affirmations, prescribed by our Laws, is in the least abridged; for the King may dispense with the Statute of the Ninth of EDWARD II. which directs the Meeting of the Treasurer, Judges and Barons, for pricking Sheriffs; because it takes not away the King's Power to make, but only directs a Form. See *Hub.* 214. And tho' the Statute of the Twenty-fifth of HENRY VIII. Chap. 21, says, That all Dispensations, &c. shall be granted in Manner following, and not otherwise; yet the King is not thereby restrained, but his Power remains full and perfect as before, and he may still grant them as King; for all Acts of Justice and Grace flow from him; as *Dyer*, 211. The Commission for Trial of Piracy upon the Statute of the Twenty-eighth of HENRY VIII. Chap. 13, is good, tho' the Chancellor do not nominate the Commissioners as the Statute appoints, and yet it is a new Law.

Resolved, That the Speaker sign the said Representation; and the same was accordingly signed in the House.

Ordered, That *William Trent*, *David Lloyd*, *John Swift*, and *Benjamin Vining*, with the Speaker, or so many of them as can attend, do deliver the same to the Governor.

Ordered, That the Speaker sign a Duplicate of the said Representation, and that he, and *Isaac Norris*, do transmit the same to the Proprietary, or such other Persons in *Great-Britain*, as they shall think fit to assist them there, in order

to make the proper Uses thereof for the general Benefit and Service of the Inhabitants of this Province; and that the said Members report their Negotiation of this Affair to the Assembly for the Time being.

Resolved, That the Votes, Proceedings, and Representation of this House, be signed by the Speaker, and published; and that a fair Copy of the same be lodged in the most publick Place for publick View, as the Members of each respective County shall think fit; and then the House adjourned till the Thirty-first of *December* next.

THE House met pursuant to Adjournment, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

A Message was sent to the Governor by *Thomas Masters*, and *William Fishbourn*, to acquaint him, that the House is met, and have adjourned till Nine a Clock To-morrow Morning.

The Sheriff of the County of *Bucks* sent in a Return of *Samuel Beeks*, and *John Hall*, elected to serve in Assembly in the Room of *Thomas Stackhouse*, and *James Carter*, who refused to attend the Service; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

Thomas Masters, and *William Fishbourn*, report, they delivered their Message to the Governor, according to Order; and that the Governor made Answer, that if the House had any Thing to lay before him, he would be at Home.

The Speaker reports, that he, with the Members appointed, delivered the Representation of the Assembly to the Governor; and that Copies of the same, together with the Votes and Proceedings of this House, were sent to each County of this Province, and another Copy of the same remitted to *England*, according to Order.

Samuel Beeks, and *John Hall*, elected to serve in Assembly for the County of *Bucks*, in the Room of *Thomas Stackhouse*, and *James Carter*, appeared. subscribed the Qualifications and Abjurations prescribed by Law, and took their Places in the House.

A Message was sent to the Governor by *Jeremiah Langhorne*, and *Clement Plumsted*, to acquaint him, that considering the House have not received any Account of the Laws transmitted to *England*, they are inclined to adjourn till the Eighteenth of *March* next, unless the Governor has any Thing relating thereto to lay before them.

George Roach, a Member for the City of *Philadelphia*, being gone to Sea, and not likely to return in Time to attend the Service of this Assembly,

Resolved, That the Speaker issue his Order to the Secretary of this Province for electing a new Member for the said City in his Stead; which was done accordingly.

The said Members return, and report, they delivered their Message, according to Order; and that the Governor approved of the said proposed Adjournment.

Resolved, That the Speaker issue his Order to the Sheriff of *Chester*, to make Return forthwith of the Writ to him directed for the Election of a Member in the Room of *John Blunston*, junior, deceased, pursuant to Law; which was done accordingly; and then the House adjourned till the Eighteenth of *March* next.

THE House met, pursuant to Adjournment, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

Ordered, That *John Swift*, *David Harry*, and *William Fishbourne*, do wait on the Governor, and acquaint him, that there is a Quorum of the House met, according to Adjournment.

The said Members return, and report, they delivered their Message to the Governor, according to Order; who said, that he would endeavour to get a Council together in the Morning, in order to consider what shall be proper to lay before the House; and then the House adjourned till Nine a Clock Tomorrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

Ordered, That *Joseph Kirkbride*, *John Worrall*, and *Clement Plumsted*, do wait on the Governor, and acquaint him, that the House are met; and considering the Season of the Year, are inclined to adjourn, unless the Governor has something to lay before them at this Juncture.

The said Members return, and report, they delivered their Message, according to Order; and brought from the Governor a Message in Writing, directed to the House, which was read in the House, and is as follows.

GENTLEMEN,

"I AM very glad of this Opportunity of meeting the Representatives of the People, that I may take my Leave of them, for I am well assured I shall soon be superseded; for the

little Time then I am to be with you, I shall be ready to do the Country all the Service I can.

I must therefore once more recommend to your Consideration what I laid before the Assembly of last Year, and what I have mentioned sometimes to you.

You may be now your own Carvers, and you will not think me unreasonable in my Expectations when I tell you, that as the first Assembly I met with had a Regard to the Charge of my coming over, so you Gentlemen, who are to be the last, will, I hope, in some Measure provide for my going back to seek another Employment.

I intended to have said more to you on this Subject, but the Thought of what I left, to serve Mr. Penn in this Province, the Disappointments I have met with, and the uncertainty of being provided for at Home, so fill my Mind, that you will excuse me that I say no more."

Ordered, That *William Fishbourn*, *Jeremiah Langhorne*, and *Joseph Pennock*, do inspect the Treasurer's Accounts, and bring in an Estimate of what will remain in Stock of the Publick Revenue, after all the Orders drawn on him are paid, and make Report this Afternoon; and then the House adjourned till Three a Clock this Afternoon,

The House met, the Speaker assumed the Chair, and the Members being called a Quorum appeared.

A Petition of *Joseph Antrobus*, Vendue Master, was read, and ordered to lie on the Table.

The Members appointed to inspect the Treasurer's Accounts, report, that from an Estimate thereof (which they brought into the House, signed by the Treasurer) the Duties outstanding, collected, there may be about *One Hundred Pounds* in Stock.

The House proceeded in the Consideration of the Governor's Message to them this Morning.

A Motion being made, and the Question put, that the Sum of *Two Hundred Pounds*, to be raised by the Produce of the Impost Act, be presented to the Governor? *Resolved in the Negative*.

The Question being put, that the Sum of *One Hundred Pounds*, to be raised as above, be presented to the Governor? *Resolved in the Affirmative*.

Resolved, That an Order be drawn on the Treasurer for Payment of the said *One Hundred Pounds* to the Governor accordingly; which was done, and signed by the Speaker.

Ordered, That *Joseph Kirkbride*, *Joseph Redman*, and *Joseph Pennock*, wait on the Governor with the said Order, and

desire his Concurrence thereto; and further to acquaint the Governor, this House inclines to adjourn to the Sixteen of *May next*.

Ordered, That Candles be brought in, which were brought in accordingly.

The said Members return, and report, they delivered their Message, and the Order, to the Governor; that he thank'd the House for what they had done, yet hop'd it would have been a greater Sum; desired the House would meet To-morrow Morning, and take a Glass of Wine with him at the House of *David Evans* this Evening; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

Ordered, That *David Lloyd*, and *John Sotcher*, do wait on the Governor, and acquaint him, that the House is met, and desire to know if he has any Thing further to communicate to them.

The said Members return, and report, they delivered their Message to the Governor, according to Order; that the Governor desired the House would make up the Sum voted Yesterday *Two Hundred Pounds*.

The House took into Consideration the Governor's Answer to their Message; and being informed that the Treasurer had given the Speaker an Account, that the Produce of the Impost, &c. in the Treasurer's Hands, would probably raise the Sum of *Two Hundred Pounds*.

The Question being put, whether the Sum of *One Hundred Pounds* more, to be raised out of the Produce of the Impost, &c. be presented to the Governor to complete the Sum of *Two Hundred pounds*? *Resolved in the Affirmative*.

Thomas Wilson, Clerk, brought in his Account of Attendance, and Services done for the Assembly this Session, amounting to *Sixteen Pounds, Seventeen Shillings*, which was read, and allowed, and Order issued to the Treasurer for Payment thereof.

Ordered, That the Speaker issue his Warrant to *Samuel Preston*, Esq; to pay to the Honourable CHARLES GOOKIN, Esq; Lieutenant Governor, or his Assigns, the Sum of *Two Hundred Pounds*, out of the Publick Money in his Hands (after all the former orders of the Assembly, and the immediate Services of the House, are paid off and discharged) and that the Order for Payment of *One Hundred Pounds* be taken up and cancelled; both which were done accordingly.

Ordered, That *David Lloyd*, *William Fishbourn*, and *John Sotcher*, do wait on the Governor, and present him the said Warrant and Order, signed by the Speaker.

The said Members return, and report, they delivered their Message, and the written Order to the Governor for the *Two Hundred Pounds*; and returned the House thanks for the same; and then the House adjourned till the Sixteenth of the *Third Month next*.

THE House met pursuant to Adjournment, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

Ordered, That *Joseph Redman*, and *John Sotcher*, do wait on Governor, and acquaint him, that there is a Quorum of the House met according to Adjournment; and desire to know, whether he has any late Advices from *England* to communicate to the House, otherwise that the House is inclined to adjourn until the Eighteenth of *September* next, unless the Governor shall see Cause to call them together sooner.

The said Members return, and report, they delivered their Message to the Governor, according to Order; that he made answer, he had nothing further to lay before the House than what he had formerly communicated to them; and that he was willing to do any Thing in his Power to serve the Country, and had no Objection against the proposed Day of Adjournment; and then the House adjourned till the Eighteenth of *September* next, unless the Governor shall see Cause to call them together sooner.

THE House met according to the Governor's Summons, and the Members being called, a Quorum appeared.

Ordered, That *Clement Plumsted*, *David Harry*, *Jeremiah Langhorne*, and *Benjamin Vining*, wait on the Governor, and acquaint him, the House is met, according to Summons, and it being late, have adjourned till To-morrow Morning at Ten a Clock, at which Time they should be ready to receive what the Governor may have to lay before them; and then the House adjourned till To-morrow Morning at Ten a Clock.

The House met, and the Members being called, a Quorum appeared.

The Members appointed to wait on the Governor, report, they delivered their Message according to Order.

Robert Asheton, a Member of Council, on a Message from the Governor, acquaints this House, that the Governor is in Council, and requires the immediate Attendance of the House.

Whereupon the Speaker, with the whole House, went to wait on the Governor.

The House being returned, the Speaker reports, that the Governor was pleased to make a Speech, a Copy whereof he had obtained in Writing, which was read, and is as followeth.

Mr. Speaker, and Gentlemen of the Assembly,

“BEING informed upon my Arrival here, that the Season of Harvest, then at Hand, could not well permit you to meet me in your representative Capacity until that busy Time be over, I did, out of a tender regard to your Interest, then delay the Satisfaction I still proposed to myself in meeting with this present Assembly, and I will always endeavour to make the Time you must necessarily bestow on the Publick Service as easy and pleasant to yourselves, as I hope it will be profitable and satisfactory to the Country in the general.

If an affectionate Desire to oblige and serve the People of this Province can qualify me in their good Opinions for the Station wherein I am now placed, I may then expect that the Country's and the Governor's Interest will be so effectually established upon one Bottom, as that he who truly wishes well to either, cannot but find himself engaged to serve both; and you yourselves may easily infer the Warmth of my Inclinations towards the Service and Prosperity of this Country.

First, from the expensive Application last Year, by which I carefully introduced to his Royal Highness the Prince of Wales, then Regent, the humble Address of the Assembly of this Province to the King, in such Manner as freely to obtain his Royal Highness's most gracious Assurance, that the People called *Quakers*, were a Body of loyal Subjects, for whom the King had a great Regard; that his Highness was sorry the King was not then present to have received so good an Address himself; but that the *Quakers* might at all Times depend on his Highness's Good-will, to serve them in any Thing they had to ask of his Royal Father.

Then the Diligence wherewith I obtained, at a considerable Charge, the Commission of the Governor, without any other certain Prospect or Advantage but only that I should be thereby enabled more effectually to serve you.

And lastly, by the great Fatigue I have undergone since my Arrival here, that no Opportunity might be slipt to encourage Virtue, and promote the general Good of your Country; but these Considerations are Trifles compared with the indispensible Obligation that is of Necessity upon you, to support the Dignity and Authority of this Government,

by such a reasonable and discreet Establishment as the Nature of the Thing and your own Generosity will direct.

And whatsoever you shall think fit to do in that Kind, pray let it no longer bear the undeserved and reproachful Name of a burden upon the People, but rather let your Governor be enabled to relieve the Country from real Burdens, by putting it in his Power to direct a better Oeconomy and more frugal Management of such Taxes as would answer the Uses for which they are intended, if not squandered by the bare-fac'd Partiality and unprofitable Expence of the Officers appointed to assess and collect the same.

Gentlemen, I doubt not but you will take the first Opportunity, under a new Administration, to examine the State of your Laws, in order to revive some that are obsolete or expired, and to make such Alterations and Additions as shall be found necessary for perfecting the Constitution and good Order of Government in this Province.

For that End I am, on my Part, ready to concur with you in every Thing which you can possibly desire or expect from a Governor, who conscientiously intends to observe, and steadily resolves to pursue, the Duty of his Office."

Ordered, That the said Speech be again read; which was done accordingly; and after some Time spent therein,

Resolved, That this House will go upon the further Consideration thereof this Afternoon; and all the Members are desired to give their Attendance.

Ordered, That *Jeremiah Langhorne*, and *William Fishbourn*, call upon the Treasurer, and let him know that the House requires his Attendance, with the publick Accounts of this Province, this Afternoon at Four a Clock; and then the House adjourned till Four a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

William Fishbourn, and *Jeremiah Langhorne*, the Members appointed to call upon the Treasurer, report, that they have been with the Treasurer, and acquainted him with the Order of the House, and that the Treasurer's Answer is, He will prefect the Provincial Accounts with all possible Speed, and lay them before the House.

Ordered, That *William Fishbourn* acquaint *Owen Roberts*, Collector of the Impost, &c. to lay his Account before the House.

William Fishbourn reports, that he hath been to speak with the Collector, *Owen Roberts*, pursuant to the Order of the

House, and that he was informed the said Collector was gone to settle his Account with the Treasurer.

Ordered, That *William Fishbourn* acquaint the Treasurer, and also the Collector, that the House expects they should respectively attend the House with their Accounts To-morrow Morning, at Ten a Clock precisely.

Then the House, according to the Order of the Day, went upon the further Consideration of the Subject Matter contained in the Governor's Speech; and a Motion being made, that the Sum of *Five Hundred Pounds* be presented to the Lieutenant-Governor, WILLIAM KEITH, towards the Support of this Government, to be paid out of the publick Stock thereof, as the same shall come to the Provincial Treasurer's Hands? *Resolved in the Affirmative*.

Resolved, N. C. D. That *One Penny per Pound*, Land Tax, and *Four Shillings per Head*, be raised upon the Inhabitants of this Province, and paid into the Hands of the Treasurer, in order to make up what may come into the Treasury by virtue of the Impost Act, or otherwise, a Sum sufficient to pay the aforesaid Sum of *Five Hundred Pounds* to the Lieutenant-Governor.

Ordered, That *David Lloyd*, *Jeremiah Langhorne*, *Benjamin Vining*, and *Clement Plumsted*, be a Committee to prepare and bring in a Bill for raising the Sum of *One Penny per Pound* and *Four Shillings per Head*, and for appropriating the said Sum of *Five Hundred Pounds*, to be paid to the Lieutenant-Governor, WILLIAM KEITH, and that the same be laid before the House To-morrow Morning; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

William Fishbourn, the Member appointed to speak to the Treasurer, and Collector, to attend this House, with their respective Accounts this Day, reports, that he hath been to Speak with the Treasurer, and is informed that the Treasurer is out of Town (his Books of Accounts being with him) and and that the Collector now attend this House.

David Lloyd, *Jeremiah Langhorne*, *Benjamin Vining*, and *Clement Plumsted*, the Committee appointed to prepare and bring in a Bill for raising *One Penny per Pound*, Land Tax, and *Four Shillings per Head*, brought in the same, which was read a first Time, and ordered a second Reading To-morrow Morning.

A Bill prepared by a former Assembly, intituled, *A Supplementary Act for the better regulating the Elections of Sheriffs*

and Coroners, was read a first Time, and ordered a second Reading To-morrow Morning.

Ordered, That *Isaac Norris, Jonathan Dickinson, Joseph Kirkbride, and David Harry*, be a Committee to prepare and bring in an Address to be presented to the present Lieutenant-Governor, in Answer to his Speech.

Ordered, That the Speaker, with *William Fishbourn, William Trent, Thomas Masters, Joseph Redman, Thomas Stevenson, John Sotcher, John Hall, Henry Hayes, John Maries, and John Worrall*, be a Committee to receive and examine the publick Accounts depending with the Provincaill Treasurer, and Collector of the Impost, &c. this Afternoon, and that they report the same to this House To-morrow Morning.

Ordered, That *William Fishbourn* acquaint the said Treasurer, and Collector, that it is the Order of this House, that they attend the Committee with their respective Accounts this Afternoon at Three a Clock; and then the House adjourned till Ten a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

William Fishbourn, from the Committee to examine the Treasurer's and Collector's Accounts, reports, that according to the State of the Treasurer's Accounts, the Ballance due to him is *Three Hundred Eighty-five Pounds, Eleven Shillings and One Penny*; but by the Collector's Account there remains upwards of *Four Hundred Pounds in his Hands, for which* he has not accounted with the Treasurer, besides the Importation of this Summer since *February* last, which not yet being out of Time, cannot be reduced to any Certainty at present.

The Bill, intituled, *An Act for the better regulating and electing of Sheriffs and Coroners*, was read a second Time, and committed.

Resolved, That the same Method be used for electing Assessors in the respective Counties of this Province, and that the said Bill be altered accordingly, and intituled, *An Act for the better regulating of Elections of Sheriffs, Coroners, and Assessors*; and that it be an Instruction to the Committee on the said Bill, to add a Clause, directing the City of *Philadelphia* to choose their Assessors at the same Time their two Members are chosen to serve in Assembly, by inserting the Names of six Persons in the same Paper for that Purpose, as by the said Bill is directed for the respective Counties.

The Bill, intituled, *An Act for raising One Penny per Pound, and Four Shillings per Head*, was read a second Time, and committed.

Resolved, That it be an Instruction to the Committee for the said Bill, to make the Persons chargeable with the Head-money, where the Freemen respectively reside.

On the Reading of a Letter from *Thomas Wilson*, Clerk of this House, setting forth his great Indisposition, which hindered his Attendance, and desiring the Favour of the House to excuse his Absence;

Resolved, That an Order be issued under the Speaker's Hand to the Treasurer, for the Payment of *Ten Pounds* to the said *Thomas Wilson*, for his present Supply, and that if he recover, he shall be accountable to the Assembly for the Time being for the same; which was done accordingly.

David Lloyd, *Jeremiah Langhorne*, *Clement Plumsted*, and *Benjamin Vining*, are continued a Committee to amend the aforesaid Bills, according to the Instructions of this House thereupon, and bring in the same this Afternoon.

Jonathan Dickinson from the Committee appointed to prepare the Address to the Governor, reports, they have not quite finished the same, but desire a little further Time.

Ordered, That the said Committee bring in the said Address this Afternoon; and then the House adjourned till Five a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

A Petition of *Rowland Perry*, Inhabitant of this Province, desiring his Bond, given to the Officer for the Duty of two *Negroes*, might be cancelled; was read, and ordered to lie on the Table.

Isaac Norris, and the Committee appointed to prepare the Address to the Governor, brought in the same, which was read in its Place; and, after some Amendments, agreed to by the House, N. C. D. and is as follows, viz.

The ADDRESS of the Freemen of the Province, of *Pennsylvania*, in Assembly, met, in Answer to the Governor's Speech of the Twentieth Instant.

May it please the Governor,

WE gladly embrace this (first) Opportunity to congratulate the Governor's happy and safe Arrival to us, with an Eye to that good Providence which preserved him and his Family from Pirates, who at that Time much infested our Coast; some of

whom (as we are informed) waited with Hopes of his falling into their Hands.

This House, maturely considering the Governor's Speech, find ourselves obliged, in Duty, to made grateful acknowledgments for the Governor's tender Regards to the Interest of the Publick.

The Governor's affectionate Desire to oblige and serve the People of this Province, doth, and shall, meet with dutiful Returns in all Matters that come before us; and this House will contribute all in their Power to preserve the Interest of the Governor and People upon one Bottom.

And as we must acknowledge the People of this Province to stand highly obliged by the Governor's Application and Care in presenting to the Prince, then Regent, the humble Address of the Assembly of this Province, so we gladly take this Occasion to confess the Warmth of our Hearts in Loyalty, Duty and Affection, to the King and Royal Family, and entreat the Governor, upon all Occasions, as he may have Opportunity, so to represent us.

We cannot but express the Pleasure and great Satisfaction of this House, in that the Proprietary hath been pleased to place, and his Majesty to approve of, so worthy a Gentleman in Commission over us; and hope our Behaviour, and that of all the People of this Province, will always be such as may preserve the good Inclinations of the Governor to serve the Country, an Instance whereof we have in the fatiguing Journeys he hath taken in the hot Season to promote the Good of those under his Government.

As the Governor was pleased to defer calling us for the Sake of Harvest, so we crave Leave to observe to him, that Seed Time being just at Hand, will be great Inconveniency to many of the Members to stay long at this Season, so that we do not undertake at this Sitting to enter upon an Examination of our Laws, or any Business that will require Length of Time, but depending upon the Governor's Resolves and good Intentions to oblige the People, by concurring with any Thing they can reasonably desire for their Service.

We on our Part being fully satisfied in our Duty of supporting, as far as in us lies, the Dignity and Authority of this Government, have at this Time voted, Nemine Contradicente, that the sum of five hundred pounds shall be given to the Governor and paid out of the first publick Money that shall arise by any Means in the Treasury; and to make it more certain. are now preparing a Bill, which will be offered to the Governor, for augmenting the Publick Stock.

Ordered, That the Speaker sign the said Address, and that *Clement Plumsted*, and *Jeremiah Langhorne*, do wait upon the Governor with the same To-morrow Morning.

The Bill, intituled, *An Act for the better regulating of Elections of Sheriffs, Coroners and Assessors*, (as last amended) was read; and the same being put to the Vote. *Passed in the Affirmative*, N. C. D.

The Bill, intituled, *An Act for raising One Penny per Pound, and Four Shillings per Head*, was read a third Time.

Resolved, N. C. D. That the said Bill do pass.

Ordered, That the said Bills be fairly ingrossed, and brought to this House To-morrow Morning to be examined, in order to present to the Governor to pass into Laws; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The Bills passed Yesterday, being fairly ingrossed, were examined in the House, and found to agree with the Originals.

Ordered, That *Thomas Stevenson*, and *David Harry*, present the said Bills to the Governor for his Perusal, and desire to know when he will be pleased to be attended by this House, in order to pass the same into Laws.

Ordered, That *William Fishbourn*, and *Joseph Redman*, examine the Journal, collect the Days of each Member's Attendance on the Service of this House, and prepare Tickets for the Speaker to sign.

Jeremiah Langhorne, and *Clement Plumsted*, report, they delivered the Address of this House to the Governor, according to Order.

Nicholas Rosogan, Door-keeper of this House, brought in his Account, amounting to *Four Pounds, Five Shillings*, which was read, and allowed, and Order of Payment issued under the Speaker's Hand, drawn on the Treasurer.

Ralph Asheton, Deputy Secretary, sent in his Account, amounting to *Sixty-four Pounds, Thirteen Shillings, and Sixpence*, which was read, allowed, and Order of Payment issued under the Speaker's Hand on the Treasurer for Payment of the same after *Five Hundred Pounds* to the Governor is paid and discharged.

A Petition of *John Scutt*, and another of *Peter Peter's*, Inhabitants of this Province, desiring their Bonds, given to the Officer for the Duty of each a *Negroe*, imported for their own Use respectively, may be delivered up, was read, and ordered to lie on the Table.

The Petitions relating to the *Negroes* aforesaid, being again taken into Consideration;

Resolved, That this House refers all the Petitions relating to *Negroes*, to the Construction of the Law already provided in those Cases.

Thomas Stevenson, and *David Harry*, report, they delivered the said Bills by them sent to the Governor; that he said, he should be ready to receive this House, in order to pass the same into Laws this Afternoon.

The House considering the Country destitute of an Attorney General, or Clerk of the Crown, and that it would be necessary to give Encouragement to such Person of Skill and Sincerity as the Governor shall think fit to commissionate to serve in that Station for the ensuing Year, and that the Criminals may be brought to speedy Trial:

Resolved, That the Speaker issue an Order on the Treasurer for the Payment of *Forty Pounds*, made payable to the Governor for the Use aforesaid, and by him to be indorsed to such Person as doth officiate in the aforesaid Office for the ensuing Year; which was done accordingly.

A Bill, intituled, *An Act for the better securing the Trade of this Province*, was read a first Time, and ordered a second Reading this Afternoon; and then the House adjourned till Five a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The Bill, intituled, *An Act for the better securing the Trade of this Province*, was read a second Time, and committed.

Ordered, That it be an Instruction to the Committee on the said Bill to add a Clause, imposing *One Shilling and six-pence per Ton* on all Vessels trading into this Province, except such as are owned by the Inhabitants of the same; and that all the Effects arising by this Act be paid to the Treasurer, and a distinct Account kept thereof, to render to the House for the Time being; and appropriate the Sum of *Fifty Pounds per Annum*, to defray the Governor's House-rent, and the Residue to pay Assembly-mens Wages, and what remains to go to the Publick Stock of this Province, and make this Law to continue three Years.

Ordered, That *Joseph Pennock*, and *John Sotcher*, wait on the Governor, and acquaint him (because it is late) this House cannot conveniently wait upon him, according to the Order of the House, to pass the Bills presented to him; and therefore desire he would please to defer the same till To-morrow Morning.

The said Members return, and report, they delivered their Message to the Governor, according to Order; and that the Governor was pleased to say, he would be ready to receive this House, in order to pass the Bills now before him, To-morrow Morning at Nine a Clock.

Ordered, That *David Lloyd, Clement Plumsted, William Trent, William Fishbourn, Thomas Masters, Jeremiah Langhorne, and Joseph Redman*, be a Committee to amend the Bill, intituled, *An Act to secure the Trade of this Province*, and bring the same to this House To-morrow Morning; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

David Lloyd, from the Committee upon the Bill, intituled, *An Act for the better securing the Trade of this Province*, brought in the said Bill; but the same not being finished, further Time was desired thereupon, which was allowed.

Ordered, That *David Lloyd*, and the other Members appointed a Committee on the said Bill, be continued to complete the same (pursuant to the Instructions of Yesterday) against the Time this Assembly shall adjourn to.

Resolved, That this House will forthwith wait on the Governor, in order to pass the Bills now before him; which was accordingly done.

The House returned, and the Speaker reports That the Governor had passed the two aforesaid Bills, and that he had signed them severally in Presence of Governor, Council and Assembly, as Speaker of this House, and ordered *Jonathan Dickinson* to join with a Member of Council to see the Great Seal affixed thereto, and then to leave the same with the Master of the Rolls to be recorded; and farther, that the Governor was pleased to make a Speech to this House, a Copy whereof he had obtained in Writing, and the same being read, is as followeth.

Mr. Speaker, and Gentlemen of the Assembly,

"I RECEIVED a very affectionate Address from your House, for which I heartily thank you; and the generous Acknowledgement you have been pleased to make of my late Endeavours to serve this Country, cannot but greatly encourage me diligently to carry on the same publick Service in all its Parts. Your dutiful Expressions of Loyalty, and Affection to the King and Royal Family, shall be carefully represented by me to his Majesty, and his Servants in the Ministry; and while the Spirit of Unanimity, and so amiable a Temper, with re-

spect to Government, is continued and preserved amongst you, I will take upon me to say, that you may be firmly assured of the King's favourable Countenance and gracious Condescension in all your Applications to the Throne.

Gentlemen, since you have observed to me, that it will be inconvenient for you to enter upon any Business now which may detain you from your urgent Affairs at this Time in the Country, I cannot but condescend that you make such an Adjournment as you think will best suit with the Season of the Year; for I shall still have a great Regard to the Opinion, as well as to the Advantage and Ease, of so good an Assembly."

Ordered, That the Speaker put the Clerk, or some other Person, upon transcribing the Minutes into the fair Journal of this House, and that *William Fishbourn* assist therein; and then the House adjourned to the Twenty-ninth Instant.

The House met according to Adjournment, the Speaker assumed the the Chair, and the Members being called, a Quorum appeared.

Ordered, That *John Swift*, and *John Sotcher*, wait on the Governor, and acquaint him, the House is met, and have adjourned till To-morrow Morning; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

The Members appointed to wait on the Governor report, they went to the Governor's House, and he not being at Home, they left their Message with his Man, which he promised to deliver.

David Lloyd, from the Committee on the Bill, intituled, *An Act for the better securing the Trade of this Province*, brought in the said Bill, which he read in his Place, and delivered in at the Table.

Resolved, That this House will go upon the third Reading of the said Bill this Afternoon.

The House being informed that *Samuel Preston*, Provincial Treasurer, hath not given Bond, as the Law directs, for the due Execution of his Office;

Ordered, That *Thomas Masters* acquaint the Treasurer, this House requires him forthwith to give Bond, as the Law directs for the due Execution of his Office; and then the House adjourned till Three a Clock this Afternoon.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

Thomas Masters reports, he had been with the Treasurer, and that he said he would forthwith comply with the Law relating to his Office, as this House directs.

The House, according to the Order of the Day, went upon the third Reading of the Bill, intituled, *An Act for the better securing the Trade of this Province*; and after some Time spent therein, and the Question being put, that the said Bill be laid aside? *Resolved in the Affirmative.*

Resolved, That this House will present the Governor with *Fifty Pounds*, to defray his House-rent for the ensuing Year; and that the Speaker forthwith issue an Order under his Hand to the Treasurer for Payment thereof, which was done accordingly; and then the House adjourned till Eight a Clock Tomorrow Morning.

The House met, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

Ordered, That *Joseph Kirkbride*, and *Henry Oburn*, wait on the Governor, and acquaint him, this House inclines to break up, unless the Governor has any further Business for this House.

The said Members return and report, they delivered their Message to the Governor, according to Order.

Ordered, That the Speaker sign Tickets for the Members Services; which was done accordingly.

A Message from the Governor, by *James Logan*, and Captain *Palmer*, to acquaint this House, that he has nothing to object against the Assembly's breaking up as proposed.

Joshua Lawrence, for ingrossing the Bills, is allowed *Fifty Shillings*; and the Speaker issue an Order of Payment for the same.

Maurice Lisle, for transcribing the Minutes, is allowed *Twenty-four Shillings*; and Order is issued for Payment thereof on the Treasurer.—*And then the House rose.*

At an ASSEMBLY held in PHILADELPHIA, the Fourteenth Day of OCTOBER, ANNO DOMINI, 1717.

The Names of the Representatives of the Freemen of the Province of *Pennsylvania*, elected to serve in Assembly for the ensuing Year, according to the Returns of the Sheriffs of the respective Counties of *Philadelphia*, *Chester*, and *Bucks*, as also for the City of *Philadelphia*, viz.

Philadelphia County. Chester County. Bucks County.

<i>Edward Farmar,</i>	<i>David Lloyd,</i>	<i>Thomas Stevenson,</i>
<i>Toby Leech,</i>	<i>Nathaniel Newlin,</i>	<i>Jeremiah Langhorne,</i>
<i>Thomas Paschall,</i>	<i>Richard Hayes,</i>	<i>John Sotcher,</i>
<i>Robert Jones,</i>	<i>Samuel Garratt,</i>	<i>William Stockdale,</i>
<i>Joseph Wilcox,</i>	<i>James Gibbons,</i>	<i>William Paxson,</i>
<i>John Roberts,</i>	<i>John Wood,</i>	<i>Joseph Bond,</i>
<i>Lasse Bore,</i>	<i>George Maris,</i>	<i>Thomas Watson,</i>
<i>Nicholas Waln.</i>	<i>Henry Miller.</i>	<i>Joseph Growdon.</i>

City of Philadelphia.

William Treat, Speaker. Abraham Bickley.

A QUORUM of the said Representatives being met, as the Law and Charter of Privileges directs, proceeded to choose their Speaker, and chose *William Trent, Esq;* Speaker, who was accordingly placed in the Chair.

Ordered, That *Nathaniel Newlin,* and *Abraham Bickley,* wait on the Governor, and acquaint him that the House are met, have chose their Speaker, and desire to know when they shall wait on him, in order to present their Speaker, and that they made their Report To-morrow Morning.

Ordered, That *Maurice Lisle* wait upon *Richard Hill, Esq;* Speaker of the last Assembly, and acquaint him, that it is the Order of this House, that he deliver the Trunk, Minutes and Papers, belonging to the Assembly, to *William Trent, Esq;* Speaker of this present Assembly.

Ordered, That a Qualification be prepared to be subscribed by the Members of the House; and then the House adjourned till Nine a Clock To-morrow Morning.

The House Met, &c.

Nathaniel Newlin, and *Abraham Bickley,* report, that they waited on the Governor, according to Order of Yesterday; and that the Governor appoints this Afternoon at Three a Clock for the House to present their Speaker.

Ordered, That *Owen Roberts,* High Sheriff of the County of *Philadelphia,* appear before this House, to answer for his Neglect, in not bringing in his Return of the Members of the said County and City, as the Law directs.

The said Sheriff appeared, and upon his Submission and Reasons given to the House,

Resolved, That after he receives a Reprimand from the Speaker, he shall be excused of his said Neglect: And the Sheriff is discharged accordingly; and then the House adjourned till Two a Clock this Afternoon.

The House met, &c.

Ordered, That *Toby Leech*, and *John Wood*, wait on the Governor, to acquaint him that the House is now ready to attend him with their Speaker.

The said Members returned, and report, they delivered their Message according to Order; and that the Governor was pleased to say, he would send Notice when he would have the House attend him.

A Message from the Governor, by *Robert Asheton*, that the Governor is in Council, and ready to receive the House: Whereupon the House went accordingly to wait on the Governor, and to present their Speaker; and being returned, the Speaker reported that they had waited on the Governor, and the Governor had made a Speech to the Assembly, a Copy whereof he had obtained, which was read, and is as followeth.

Mr. Speaker, and Gentlemen of the Assembly,

"AFTER the good Acquaintance that even in a Short Time I hope I have lately made with many of your Constituents, it is with great Chearfulness that I left all other Business, and hastened to meet you in Assembly, at the usual Time appointed by the Laws of this Province.

You need not doubt of my Readiness to concur with you in all reasonable Things which may be proposed, either for the Ease and Contentment of the People's Minds, or the better Security of their Estates; and I am heartily pleased with the Prospect I think I have of your happy Agreement, not only with me, but also amongst yourselves.

Besides what will naturally, and in course, come under your Consideration in reviewing the Laws of this Province, I must recommend to you in particular, not to lose any Time in securing yourselves, and all the People of this Colony, from the Inconveniences which may possibly arise by the unlimited Number of Foreigners that, without any Licence from the King, or Leave of this Government, have been transported hither of late, and to provide some discreet Regulation to allay the Apprehensions we are under of greater Numbers, which I am informed are daily to be expected from *Europe*.

I have hitherto heartily endeavoured to convince every Body of my Readiness to undertake any Thing which may contribute to the Peace, Prosperity, and Safety of this Province; but it will depend on you to strengthen my Hands, so as that I may be enabled to do it effectually. And if supporting the just Authority of your Governor's Character, as well as the Honour and Rank of this Province, amongst

its Neighbours, does, perhaps, create a little more Charge than has been usual of late Years, still you may be assured it will be attended with proportionable Advantages to the Publick Welfare; and with this agreeable Reflection, that above two Thirds of what you give for the Support of Government which will be expended and laid out amongst your own People.

Gentlemen, I would only further observe on this Occasion, that Unanimity is the Life of Business; and that I cannot but think you have now an Opportunity in your Hands, easily, and with general Satisfaction, to obtain the lasting Character of as good an Assembly as ever sat in the Province of *Pennsylvania*."

And then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The following Members took and subscribed the Qualification the same being first read unto them by the Clerk with an audible Voice, *viz.* *William Trent*, Esq; Speaker, *Edward Farmar*, *Toby Leech*, *Lassie Bore*, *Joseph Wilcox*, *Abraham Bickley*, *Thomas Paschall*, *David Lloyd*, *Nathaniel Newlin*, *Richard Hayes*, *Samuel Garratt*, *James Gibbons*, *John Wood*, *Henry Miller*, *Jeremiah Langhorne*, *Joseph Bond*, *John Sotcher*, *Thomas Watson*, and *Thomas Stevenson*.

Maurice Lisle was appointed to serve as Clerk of this Assembly for the ensuing Year, being enjoin'd to Secrecy, and to preform his Duty.

Nicholas Rosogan was appointed Door-keeper to this Assembly for the Year ensuing, and to have *Two Shillings* and *Six-pence per Day*.

Ordered, That *Edward Farmar*, *Richard Hayes*, *Jeremiah Langhorne*, and *Abraham Bickley*, wait on the Governor, and acquaint him, that the House, considering divers Members are absent, and that they are but just a Quorum, are inclinable to adjourn to the first *Monday* in *January* next, unless the Governor has Occasion to require their Attendance sooner.

The said Members return, and report, the Governor was satisfied with the proposed Adjournment.

Ordered, That the Speaker sign Orders, to all the absent Members, to give their Attendance at the next Meeting, as they will answer the contrary at their Peril; which was done accordingly.

The Governor's Speech, was read a second Time, and Ordered to be further considered at the next Sitting; and then the

House adjourned till the sixth Day of *January* next.

THE House met pursuant to their Adjournment.

Ordered, That *John Sotcher*, and *James Gibbons*, wait on the Governor, and acquaint him that the Assembly is met, and desire to know if he has any Thing further to communicate to them, and make their Report To-morrow Morning; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The following Members took and subscribed the Qualifications, being first read unto them by the Clerk with an audible Voice, viz. *Robert Jones*, *William Stockdale*, *William Paxon*, *George Maris* and *Nicholas Waln*, and then took their Seats in the House.

John Sotcher and *James Gibbons* report, that they delivered their Message to the Governor, according to Order; and that he was pleased to return them a written Answer, which they delivered in at the Table, where the same was read, and is as followeth.

The Governor's ANSWER to a Message from the Assembly, January the Sixth.

Mr. Speaker, and Gentlemen of the Assembly,

"THE Proceedings of your House, to which I shall have a very great Regard, will, I conceive, give the most natural Rise to what may be further expected from me on this Occasion.

In the mean time, you may depend on my hearty Good-will to assist you in carrying on the Country's Service, and to satisfy all your reasonable Desires."

WILLIAM KEITH.

The Petition of *John Roberts*, chosen to serve in Assembly for the County of *Philadelphia*, laying before the House his Reasons for not attending the Service of this Assembly, was read, and referred to further Consideration.

The Petition of *Joseph Growdon*, Esq; chosen to serve in Assembly for the County of *Bucks*, laying before the House his Reasons for not attending the Service of this Assembly, was read, and referred to further Consideration.

The Governor's Speech, according to the Order of the Sixteenth of *October* last, being again read,

Ordered, That *David Lloyd*, and *Joseph Wilcox*, be a Committee to draw an Answer to the same, and bring it to the House To-morrow Morning.

Upon a Motion, that Application be made to the Governor to order the Trial of several Persons in this Government, who have long been accused of Capital Offences;

Ordered, That the Speaker be desired to acquaint the Governor with the Mind of the Assembly therein, and signify the Governor's Pleasure to the House To-morrow Morning.

Ordered, That *Edward Farmar, Robert Jones, Abraham Bickley, Jeremiah Langhorne, Thomas Stevenson, Thomas Watson, Nathaniel Newlin*, and *Richard Hayes*, be a Committee to revise the Laws now in Force, and to make Report of their Proceedings therein to the House from time to time; and that the said Committee have Power to send for Persons and Papers relating thereunto.

Ordered, That *John Sotcher* do go to the Executor of *Thomas Wilson*, late Clerk of this Assembly, deceased, and demand what Papers are amongst the said *Wilson's* Papers belonging to the Publick.

Resolved, That an Order be issued to the Master of the Rolls to lay before the Committee appointed to revise the Laws, all Laws passed since the last Printing the Laws of this Province, and the Speaker is desired to issue the same; which was done accordingly.

Ordered, That *John Wood* deliver the said Order to the Master of the Rolls; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

A Motion being made, and the Question put, that there be a Sergeant at Arms appointed to attend the Service of this House during their Sitting this Year? *Resolved in the Affirmative*.

The Question being put, that the said Person shall be allowed and paid *Five Pounds* for his said Service out of the Publick Stock? *Resolved in the Affirmative*.

The Speaker, according to the Request of the Assembly Yesterday, was pleased to acquaint the House, that he had waited on the Governor accordingly; and that the Governor has assured him, that the Criminals shall be brought to a speedy Trial.

Ordered, That the Rules to be observed in the House, agreed to in former Assemblies, be read forthwith; which being done were approved of, and agreed to by the House, and are as follows,

THAT any Member indecently carrying himself towards the Speaker, or any of the Members, by Reflections, or other uncomely Behaviour, in the House, or shall transgress

this or any of the following Rules, shall for the first Offence be reprov'd, for the second and after fin'd, as the House thinks fit, not exceeding *Ten Shillings*.

2. That all Members, offering to speak, stand up, and direct his Speech to the Chair, and speak pertinently to the Occasion, and having ended to sit down; none to speak above twice to one Matter (especially upon Bills) without Leave of the Speaker.

3. That none presume to interrupt another, nor offer to speak until the first sits down.

4. That the Members forbear taking to each other, and keep Silence, unless when they have Occasion to speak in order as aforesaid.

5. That no Member endeavour to pervert the Sense of another's Speech.

6. That the Speaker have Power to stop all unnecessary, tedious, and superfluous Discourse, and to command Silence when needful.

7. That the Members avoid naming others when they have Occasion to observe or take Notice of their Speech, but have respect to the Time of their Speaking, or to the Seat they have, as Right or Left-hand of the Chair, &c.

8. That no Member presume to go in or out of the House before the Speaker (he being present) nor depart the House without his Leave.

9. That upon Debates, and passing of Bills, the Majority of Votes shall govern; and when the Votes of the Members are equal in Number, the Speaker may have the Casting Vote.

10. That the Speaker may, with the Consent of the House, require any Member offending to stand at the Bar, and there receive the Censure of the House.

11. That no Member presume to divulge the Debates or Secrets of the House.

12. That no Member, who is against the Body of a Bill, shall be appointed to be of a Committee concerning that Bill.

13. That the Speaker have Power to nominate Persons for Committees, and that none who are nominated refuse the Service; nor that any of the Members shall be hereby debarred of their Privilege of nominating Persons if they think fit, or rejecting such as are nominated by the Speaker; in which Cases, the Opinion of the House shall rule.

14. That Bills to be passed into Laws, may be brought in by any particular Member, or received by them, or the Speaker from others, and presented to the House, who is to order the Clerk loudly to read them; and after reading, to be respect-

fully delivered to the Speaker, and him to mark or note (by Breviate or otherwise) all Bills, and declare the Nature and Use of the same; which, if not rejected, to cause to be read a second Time; and, after deliberate Consideration thereon, and Amendment made, if needful, cause it to be read a third Time, and sent to the Governor, as the House shall think fit, for his Assent; but that no Bill be read twice in one Day, except on extraordinary Occasions.

15. That at the first Reading of Bills the Members avoid any close Debate, and seriously deliberate on the Contents, in order to their better Information before the second Reading; and that the said Bills do lie on the Table for the Members to peruse; and that no Member presume to carry a Bill out of the House without Leave.

16. That all Questions put by the Speaker, to know the Mind of the House, be answered by the Members standing up, and saying Yea, or Nay, as they shall see meet.

17. That if it shall at any Time happen, that a Debate prove tedious, and any four Members shall stand up, and request the Speaker to put the Matter in Debate to the Vote, he shall not refuse it.

18. That after the Meeting of any Assembly, the Regularity of Elections being first inspected, Committees shall be appointed on the several Occasions of their Sessions, so far as they have Knowledge thereof, wherein the Commands of the Crown shall be preferred, and next that of the Governor; after which, Inspection shall be made into the Laws for Safety of the Government.

19. That the Door-keeper always wait on the Speaker for his Orders to ring the Bell.

20. That those Members who do not appear within Half an Hour after the Assembly Bell ceases to ring, shall pay *Eight-pence*; but if a Quorum be not present at the same Time; then each absent Member shall pay *Sixteen-pence*, and *Eight-pence* for every Hour's Absence after, unless they can shew Cause, to the Satisfaction of the House, for the same, which shall be determined by an immediate Vote.

David Lloyd, and *Joseph Wilcox*, according to Order, presented to the House an Answer to the Governor's Speech; which being read, was delivered in at the Table, where the same was again read, and approved of by the House, N.C.D. and ordered to be transcribed, signed by the Speaker, and sent to the Governor, and is as followeth,

To the Honourable WILLIAM KEITH, Esq; Lieutenant-Governor of the Province of Pennsylvania, &c.

The ADDRESS of the Representatives of the Freemen of the said Province, in Assembly met, this 8th Day of January, 1717, in answer to the Governor's Speech of the Sixteenth of October last.

May it please the Governor,

AS we have a very grateful Sense of thy Inclinations to meet this Assembly, so the Assurance thou art pleased to give us of thy Readiness to concur in all reasonable Things for the Ease of the People, and Security of their Estates, is none of the least Indications of thy good Purpose to endeavour our our Happiness, and calls for thankful Acknowledgements; which, with great Alacrity, we return thee.

That the coming in of so many Foreigners rest upon us with great Concern, and the more for that they have no License from the King to transport themselves here: And the royal Charter seems to be against them, unless they were denizis'd, or at least come under the proper Tests that should legally distinguish them from his Majesty's Enemies.

Therefore we desire, that the Governor would be pleased to favour as with his Sentiments in the Premises, and either appoint a Committee of the Council to join a Committee of this House, or otherwise as the Governor shall think fit, to concert proper Methods for removing the Jealousies already raised in the Minds of the Inhabitants concerning these Foreigners; as also to prevent the Inconvencies which may attend their Settlement in one Place, or promiscuously amongst the Indians.

As we are met with true Desires and unanimous Resolutions to serve the Country, so we hope we shall also do our Parts to support the Authority of our Governor as becomes us, according to our Ability; and are the more encouraged so to do, whilst so great a Part of such Support will be likely to circulate amongst ourselves.

And now we being upon the Review of our Laws, find it necessary to desire to know, whether those that passed here since his present Majesty's Accession to the Crown have been transmitted Home, and which of them are disapproved or annulled? And since we have a Governor who has given us an Assurance of making Law the Rule of his Administration, and being endued with so great a Share of Understanding therein, we hope he will so far facilitate our Undertakings, as to give us his Thoughts upon such of our Laws as may want to be meth-

odiz'd, and put into that Order, which may best answer his Character who gives them a Sanction here; and recommend us to his Majesty as a well-meaning People, desiring no Pre-eminence, but that those, to whom the royal Charter, which erected this a Government, had a peculiar Regard, may be enabled to act in such Stations as they can best serve the Public, and merit the lasting Character of being loyal Subjects to the King, dutiful to the Governor, and just to the People.

Ordered, That Joseph Wilcox, Nathaniel Newlin, Abraham Bickley, and Thomas Stevenson, do wait upon the Governor with the said Address.

Nicholas Waln has Leave to be absent this Afternoon on extraordinary Occasions; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

Joseph Wilcox reported, that he, with the other Members appointed to wait upon the Governor with the Address, delivered the same accordingly; and that the Governor was pleased to assure them, he would have due Regard thereunto.

Resolved, That Peter Worrall be elected Sergeant at Arms for the remaining Part of the Continuance of this Assembly.

Abraham Bickley, from the Committee appointed to revise the Laws, reported, that they had made some further Progress therein; but not having Time to finish the same, the Committee had directed him to move for Leave to sit again; and that some other Members of the House be added to the said Committee.

Resolved, That this House will, at Ten a Clock To-morrow Morning, resolve itself into a Committee of the whole House, to inspect the Publick Accounts, to consider of Ways and Means for raising a Supply for the Support of Government, and a further Review of the Laws.

Ordered, That John Wood, and Thomas Watson, acquaint the Treasurer and Collector of the Impost, that they attend the Committee of the whole House, with their respective Accounts, at Ten a Clock To-morrow Morning.

Ordered, That Edward Farmer, and Jeremiah, Langhorne, wait upon Governor, and acquaint him, the Assembly have chosen Peter Worrall Sergeant at Arms, to attend the Service of the House, and to desire he will be pleased to grant him a Commission for that Purpose; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

Edward Farmar reported, that he, with the other Members appointed, delivered their Message to the Governor, according to Order; who approved the Choice of the Sergeant at Arms, and is ready to commissionate him as the House desired.

John Wood, reported, that he, with the other Members appointed, had been with the Treasurer and Collector; and that they will attend with their respective Accounts To-morrow Morning.

The House, according to Order of Yesterday, resolved into a Committee of the whole House, to inspect the Publick Accounts, consider of Ways and Means to raise a Supply for Support of Government, and a further Review of the Laws; and, after some Time spent therein, the Speaker resumed the Chair, and *Abraham Bickley* reported from the said Committee, that they had made some Progress in the Matters to them referred; but not having finished the same, the Committee had directed him to move for Leave to sit again.

Resolved, That this House will at Four a Clock this Afternoon resolve itself into a Committee of the whole House, to proceed in the further Consideration of the Matters to them referred; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The House, according to Order, resolved into a Committee of the whole House, to proceed in the further Consideration of the Review of the Laws, and raising a Supply; and after some Time spent therein, the Speaker resumed the Chair, and *Abraham Bickley* reported, from the said Committee, that they had made some further Progress therein; but having not fully finished the same, the Committee had directed him to move for Leave to sit again.

Resolved, That this House will, To-morrow Morning, at ten a Clock, resolve into a Committee of the whole House, to proceed in the further Consideration thereof; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

A Message from the Governor by *Robert Asheton*, that the Governor desires the House to attend him at the House of *Richard Hill*: And accordingly the Speaker, with the House, went to wait on the Governor; and being returned, the Speaker, reported, that the Governor had made a Speech to the Assembly, being a Reply to their Address of the eighth

Instant, and had delivered him a Copy thereof in Writing, which was read, and is as followeth, *viz.*

Mr. Speaker, and Gentlemen of the Assembly,

"I HEARTILY thank you for the Regard which you have expressed towards me in your Address: And since you are pleased to think that my Purpose and Intention to serve the People of this Province merit your thankful Acknowledgements, I gratefully accept them, not without Hope, that real Services performed, will, in Time, beget your Friendship and Esteem.

I very well approve the Motion of appointing a Committee of Council to confer with a Committee of your House upon the foreigners lately transported hither; but I having wrote fully to the Secretary of State upon that Affair, in order to obtain his Majesty's Commands therein, perhaps you will be of Opinion to delay the further Prosecution of that Matter until we can have some Advice from *England*.

I am as much at a loss as you are to know whether the Laws, passed here since his Majesty's Accession to the Throne, have been yet presented at Home, and approved of, or not; but having lately taken the Pains to read over the Body of your Laws as they are printed here, there seems to be great Occasion for it, and I cannot but highly commend your Resolutions to revise and amend them.

I am not ignorant that you have very able and good Men amongst yourselves, some of which are eminently well Qualified for such a Work; but as there is not any one Thing in Government about which we ought to be more careful than that of composing Laws, I shall very readily contribute my Assistance, and not forget the obliging Manner in which you have desired it.

The Declaration of your unanimous Resolutions and Desire to serve the Country, and to support the Authority of Government, seems to be very seasonable at this Time; and a steady Prosecution, with Temper and Unanimity, of those great and good Purposes, cannot fail of establishing Peace, Honour and Justice, amongst you.

Gentlemen, I shall be ready to communicate what further may be necessary according as you desire it, or as the daily Proceedings of your House may possible direct it."

And then the House, according to the Order of Yesterday, resolved into a Committee of the whole House, to consider of a further Review of the Laws, and Ways and Means for raising a Supply: and, after some Time spent therein, the

Speaker resumed the Chair, and *Abraham Bickley* reported, that the said Committee were come to several Resolves, which they had directed him to report when the House will be pleased to receive the same.

Ordered, That the said Report be made To-morrow Morning.

A Petition of *Armstrong Smith*, praying Leave to bring in a Bill for settling a Ferry from his House to *New-Jersey*. was presented to the House, and read, and ordered to be read again; and then the House adjourned till Nine a Clock To-morrow Morning.

The House, met, &c.

Abraham Bickley, according to Order of Yesterday, from the Committee of the whole House, to whom the Consideration of Ways and Means for raising a Supply for Support of Government, and reviewing the Laws, was referred, delivered divers Resolves of the said Committee in Writing at the Table, which were read by the Clerk, and are as followeth.

Resolved, That the Sum of *Fifteen Hundred Pounds* shall be raised for the Support of Government for this present Year, 1717.

Resolved, That it is the Opinion of this Committee, that the Laws of *Great-Britain*, relating to forcible Entry, be adapted as near as may be to the Circumstances of this Place.

Resolved, That a Law be made for raising County Levies, paying of Assemblymens Wages, &c. and that Commissioners be appointed to put this Law in Execution; and that the Assemblymens Wages shall be from henceforward *Six Shillings per Day*, present Currency, and the Speaker *Ten Shillings*.

Resolved, That the Law against Petty Larceny, under *Five Shillings*, be repealed.

Resolved, That an Amendment be made to the Law against clandestine Marriages; and that the Persons to be married put up their Publication at some Meeting-house thirty Days before the same be consummated, and produce two Evidences at least, that they see it up three Days of Worship, with the fair Publication-Side outwards, and the Marriage to be performed by some Justice in the same County.

Resolved, That the former Laws for making and mending of Bridges and High-ways be comprized in one Act, with Amendments, in order to adapt it as near as may be to the Laws of *England* in that Case; and that the six Persons

formerly nominated in the Laws by the Justices of the County Court, as to private Roads, shall continue; and where a Review is to be on the said Road or the Main Road six Men more to be added all which Persons shall, under Penalty, make Return to the next Quarter-Sessions, and shall be paid. per

Day each, out of the County Levies for the main Roads, but nothing for private Roads; and that at a Provincial Charge, two Bridges be made over the two Creeks, *Viz Pot-quession*, and *Cobb's-Creek*, where the Post-road now crosses said Creeks.

Resolved, That a Law be made and adapted for Attachments as near as may be to the Practice of *London*.

Resolved, That the Act against Robbing and Stealing be amended, by allowing but one Fold instead of Four, with Cost and Charges; and that the Party robbed shall be obliged to prosecute, and shall be deemed good Evidence upon the Trial.

Resolved, That the law about the Impost shall be continued for three Years from the Time of the Expiration of the Act now in Force, with the following Alterations.

Resolved, That there be an Abatement of the Impost on all Goods imported in our own Vessels, and belonging to the Inhabitants of this Province.

Resolved, That an Impost or Duty of *Thirty Shillings per Pipe* shall be paid for all Wines imported belonging to the Inhabitants of this Province, and in all Vessels belonging to same.

Resolved, That a Duty or Impost of *Fifty Shillings per Pipe* shall be paid for all Wines imported into this Province by Strangers or Non-residents.

Resolved, That a Duty or Impost of *Two-pence per Gallon* shall be laid on all Rum imported by Strangers in our own or in foreign Bottoms immediately from the Place of Growth, and *Four-pence per Gallon* for all Rum imported as aforesaid from any place of Growth.

Resolved, That the Act, now in Force, about the Duty of *Negroes*, be continued, with Amendment.

Resolved, That a Duty be laid upon all Flax imported into this Province.

Resolved, That a Duty or Tonage of *Twelve-pence per Ton* be laid on all Vessels coming into this Province, the **Majesty** of whose Owners are not Inhabitants of the same.

Resolved, That an Excise be laid on all Rum, Wine and other Spirits, retailed in this Province.

Resolved, That the same Duty be laid on all Goods imported from *New-York* as by the Laws there are laid on Goods imported from hence.

Resolved, That *Twenty-Shillings per Head* be paid out of County Stock, for all Wolves, and *Two Shillings per Head* for all red Foxes, killed by the Inhabitants of this Province within the inhabited Part of the same.

Resolved, That the Sum of *One Penny per Pound*, and *Four Shillings per Head*, be paid on all *Palatines* that for Age are Taxable, as the Subjects are by the last Act of *One penny per Pound*, and *Four Shillings per Head*; and that a discretionary Power be left in the Commissioners to allow or rebate them as their Circumstances shall appear; and that the same Method shall be taken with them on Account of County Levies.

The Question being put, that there be an Excise laid upon Beer and Cyder made in this Province? *Passed in the Negative*.

The Question being put, that the Resolves of the Grant Committee to whom the Reviewing of the Laws was referred as now read, with the Amendments to several of them, be referred to the further Consideration of this House? *Passed in the Affirmative*, N. C. D.

Resolved, N. C. D. That a Bill be brought in to settle and ascertain the Rights and Privileges of Assembly; and then the House adjourned till the Thirteenth Instant, at Four a Clock in the Afternoon.

The House met, &c. and it being too late to proceed upon Business, the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

A Motion being made, that some Members of this House be appointed to receive from the Attorney General, Prothonotary, or other Person skilled in the Law, such Objections as they shall offer to any of the Laws now in Force.

Ordered, That *Joseph Wilcox*, *Jeremiah Langhorne*, and *Richard Hayes*, apply to them for their Opinions as aforesaid, and make report to the House To-morrow Morning.

The House taking into Consideration the great Inconveniency complained of by former Assemblies, that one Person should enjoy several Offices, which should be a Check one upon another, and that the Papers belonging to such Offices should be lodged in one Place; after some Time spent therein, and the Question being put, that a Bill be brought in

to disable any Person from holding several Offices which interfere one with another? *Passed in the Affirmative.*

A Motion being made, and the Question put, that a Work-House be built in the City of *Philadelphia* for the Use and Service of the whole Province, and at a Provincial Charge? *Passed in the Affirmative.*

A Motion being made, that Leave be given to bring in a Bill to enable the Wives of absent Persons to trade in their own Names, and on their own Accounts; and that the Effects in their Hands shall not be liable to answer the Debts contracted by their Husbands Abroad to the Injury of the Merchants at Home, who intrust such Women with their Goods; and the Question being put, that Leave be given to bring in a Bill accordingly? *Passed in the Affirmative;* and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

Ordered, That the Governor's Reply to the Assembly's Address of the Eighth of *January* 1717, be again read; which was done accordingly.

Ordered, That the Thanks of this House be returned to the Governor for the said Reply; and that *Edward Farmar*, and *Thomas Watson*, do wait upon him, and return him the Thanks of this House accordingly; and to desire to know what Orders are taken about the Trial of the Criminals, and make Report To-morrow Morning.

The Petition of *Armstrong Smith*, praying Leave to bring in a Bill for settling a Ferry from *Philadelphia* to *New-Jersey*, was read a second Time.

Ordered, That the Bill brought into a former Assembly by the Petitioner for settling the said Ferry, and now remaining in this House, be read forthwith, which was done accordingly; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

Edward Farmar and *Thomas Watson* reported, They delivered their Message to the Governor according to Order; and that the Governor was pleased to signify to them that he would send an Answer thereto in Writing some time to Day.

Joseph Wilcox, and the other Members appointed to confer with the Attorney General and Recorder, reported, that they had been with them accordingly; and that the Attorney General had undertaken to lay before this House, with all convenient Speed, an Account of what Laws he judges necessary to be enacted; and that the Recorder had promised to

mend the Bills for Attachments, Defalcation, and retailing Liquors, and lay them before this House as speedily as possible.

A Motion being make, and the Question put, that the Laws for ascertaining the Dimensions of Cask, &c. now in Force, be revised and amended? *Passed in the Affirmative, N. C. D.*

A Motion being made, and the Question put, that a Penalty be laid on such as shall omit or neglect to weigh their Flour with sealed Weights according to the Standard; on those who pack in Cask made of green Timber; also on such as do not brand their Cask; and on such as shall be detected of false Package; and that a Standard shall be kept in each County of this Province for the Regulation of Weights and Measures? *Passed in the Affirmative.*

A Motion being made, and the Question put, that a Supplement be made to the Law for the Relief of the Poor; and that the same be adapted, as near as may be, to the Statutes of England? *Passed in the Affirmative.*

The Petition of *John Walker*, praying Leave to bring in a Bill for settling a Ferry from the Middle of the City of *Philadelphia*, right over to *West-Jersey*, was read; but the said Petitioner not being recommended by any of the Inhabitants of the said City,

Ordered, That the said Petition be rejected.

The Petition of several Inhabitants of the City of *Philadelphia*, complaining of the Hardships Ground-rent Tenants lye under by the Landlords exacting their Rents in Proclamation Money, that were to be paid in the old Currency, was read, and ordered to be read again.

Ordered, That *Richard Hayes* go to the Attorney General, and *Jeremiah Langhorne* to the Recorder, to enquire of them, respectively, if they have finished what they undertook to do, and promised the Committee appointed to confer with them about the revising the Laws, and if not done, to desire them to finish the same, and that it be sent to the House this Evening; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Petition of *Anthony Houston*, of *New-Castle*, Gentlemen, praying Leave to bring in a Bill to invest a House and Lot in *Philadelphia*, being the Estate of *William Clark*, late of *Lewes-Town*, in the County of *Sussex*, in the Territories of this Province, in Trustees for Sale, to pay the Petitioner a

Bond of One *Hundred and Ten Pounds*, with Interest, from said *Clark*, and his Father *William Clark*, to him, was read.

Ordered, That Leave be given the said Petitioner to bring in a Bill accordingly.

Richard Hayes reported, that he had been with the Attorney General, who hath not quite finished what he had to lay before the House, but would compleat the same to Day.

A written Message from the Governor, by *James Logan*, was brought to the House, and read.

Three Petitions from several Inhabitants of the Counties of *Philadelphia* and *Bucks*, all relating to the Transportation of Deer-skins; the improving the Country Manufacturers; and sundry other Things, were read, and ordered a second Reading.

Jeremiah Langhorne laid before the House three Bills, which he received from the Recorder, *viz.* An Act to prevent the Multiplicity of Law-suits; an Act empowering the Justices of the Peace to settle the Price of Liquors in Public-houses, &c. and an Act for the more effectual Recovery Debts due from Foreigners by Attachments, &c.

Ordered, That the Governor's written Message, by *James Logan*, be again read, which was done accordingly, and is as followeth

Mr. Speaker, and Gentlemen of the Assembly,

"I WAS very glad to receive that Message wherein you take Notice of the Criminals not yet tried in *Chester* County. Immediately after my Arrival here, I received a very moving Petition in that Affair; and as soon as possibly I could perswade Gentlemen of Character to accept the Offices of Chief Justice and Attorney General, I laid the Petition before my Council, and it was then resolved, that the Trial of those Criminals should be ordered at *Chester*, immediately after the Rising of the last County Courts.

I was then informed, that the great Number of Jurors, and other necessary Attendance at those Trials, where, for the greater Solemnity, I had promised to be present myself, could not possibly be accommodated with any Decency in the Court-house at *Chester*; wherefore it was moved to me, for the more general Satisfaction of all Parties, that the Trials might be removed to *Philadelphia*; and knowing that the King's prerogative, wherewith I looked upon myself as Governor to be intrusted in that Point, might, unquestionably, direct and appoint the Place of Trial within any part of this Province, I very readily condescended to a Propo-

sition with seemed to carry both Reason and Conveniency along with it.

But soon afterwards preceiving that an Act of Assembly, had I suppose, inadvertently passed here, to restrain and limit that which is known to be his Majesty's undoubted Prerogative in all the other Parts of his Dominions, I forbore to proceed any further, until I could have the Advantage of your Sentiments in a Circumstance which so nearly affects the very Being of the most necessary Powers of Government.

I cannot but lay hold of this Occasion to assure you that I shall never desire any Assembly to magnify or extend the Governor's Power, beyond what they themselves shall judge necessary for the Ease, Advantage and Safety of the People they represent, for that would be in effect to create more Trouble to myself, and to take upon me a greater Burthen than I am already charged with, which common Prudence, as well as Self-interest, will oblige me to avoid.

But, on the other Hand, I cannot think myself so wise as those Gentlemen (if there be any such) who fancy that they can frame a better Constitution, for preserving the Right and Liberties of the Subject here, than that of our Mother Country, which is the Sum and Result of the Experience and Wisdom of our Forefathers for many Generations, and is so justly applauded, as well as envied, by all the Christian World.

I think it therefore my Duty, in all your legislative Proceedings, heartily to recommend to you the fair and lovely Pattern of an English Constitution and Government, well knowing that your wise Imitation thereof cannot fail, in the best Manner, to secure you the Favour of your Sovereign, and his Majesty's ready Concurrence to support and protect you in all those truly valuable Privileges and Immunities which *Englishmen* and good Subjects do claim and fully enjoy at this Time."

Philadelphia, Jan. 15, 1717-18.

WILLIAM KEITH.

Ordered, That David Lloyd, Edward Farmar, and Richard Hayes, wait on the Governor, to acquaint him with the Sentiments of the House upon the Matter contained in the said written Message, and the Speaker is desired to accompany them; and then the House adjourned till Nine a Clock Tomorrow Morning.

The House met, &c.

David Lloyd reported, that he, with the other Members appointed to wait upon the Governor had delivered their message according to order and that the Governor had been pleased to signify his Pleasure in Writing in answer to the said Message, which he delivered in at the Table; where the same was read, and is as follows.

GENTLEMEN,

"YOUR Message to me from the House is truly acceptable; because such free Communication effectually preserves and nourishes that Confidence and Union of Thoughts between the Governor and Assembly, which is absolutely necessary to carry on the Publick Good.

Please to assure the House from me, that I will forthwith give the necessary Orders in what they desire, and in the very Manner in which they have signified by you will be most agreeable to them.

And in general they may on all Occasions depend on me, that it shall not be in any Body's Power to divert me from joining heartily with them in all their Undertakings and Resolutions for the Good of the People whom they represent."

Ordered, That *Joseph Wilcox*, *Nathaniel Newlin*, *Abraham Bickley*, and *Robert Jones*, be a Committee to inspect the Accounts of the Treasurer and Collector, and that they have Power to send for Persons and Papers; and that they call upon the Prothonotary for an Account of all Fines and Forfeitures estreated and come to his Hands.

A second Petition of *Armstrong Smith*, desiring that he may have both Ferries necessary to *New-Jersey*, viz. one to *Gloucester*, and another over to *Daniel Cooper's*, was read, and considered: And the Question being put, that the said *Armstrong Smith* be the Person appointed to keep both the said Ferries, under such Prices and Restrictions as this House shall think fit? *Passed in the Affirmative*; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

Resolved, That a Bill be brought in to limit and settle the Price of Day Labour, or a Hire of itinerant Persons working by the Day from Place to Place; and that no Ale-house or Tavern shall presume, directly or indirectly; to sell any strong Liquors to any *Negroe* or *Indian Slave*; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

Joseph Wilcox, with the other Members of the Committee, appointed to inspect the Accounts of the Treasurer and Col-

lector, report to the House, that the Shortness of the Time had rendered them incapable of perfecting the Business given them in Charge, but had made some considerable Progress in viewing the Collector's Accounts of Wine imported; and find the Account in general agree with the Manifesto's delivered by the Importer, yet that the Impost thereupon was much lessened by divers Ways, as Allegations of Leakage, Sourness, and by sundry Persons who had caused their Wines in this Port to be put on board other Vessels before Landing, and sent them out of the Government, either to the Lower Counties or *Jerseys*, besides others who had refused Payment, under Pretence of keeping considerable Quantities for their own Use; both which the Committee thought fit specially to report to the House, to the Intent that the Impost Act may be further considered; and in order thereunto, that the Collector had made some Proposals for regulating the Method for collecting the said Impost, wherewith he desired them to acquaint the House; and that they had not yet Time to enquire of the Prothonotary of the Supreme Court for the Account of the Fines and Forfeitures to be returned into the Prothonotary's Office.

Ordered, That the said Report do lie upon the Table to be further considered; and that the said Committee be continued to finish the Business to them referred; and also, that the Collector have Leave to bring in a Bill, or his Proposals, for that Purpose.

The House took into Consideration the Appropriating the Money agreed to be raised for the Support of Government, and thereupon came to the following Resolutions.

Resolved, N.C.D. That the immediate Service of this Assembly be first discharged out of the said Money.

Resolved, N.C.D. That the Sum of *Eight Hundred Pounds* be appropriated out of the said Money to the Lieutenant-Governor for his own Support.

Resolved, N.C.D. That the Sum of *One Hundred and Fifty Pounds* be appropriated to the Chief Justice, *David Lloyd*, for this present Year, out of the said Money.

Ordered, That *Joseph Wilcox* regulate the Minutes of Assembly, and bring them to the House To-morrow Morning, and that he be allowed for his Trouble therein as immediate Service; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

A Motion being made, and the Question put, that the same Duty be laid upon all Shallops, Boats and Canoes, coming into this Province from the *Western Division of New-Jersey*, which

the Assembly of that Province have laid upon Shallops, Boats and Canoes, going from hence to them, and to continue the same Time, and no longer? *Passed in the Affirmative.*

A Motion being made, and the Question put, that the Law directing how petty Offences shall be punished, be revised, and the Fines for Assault and Battery, where there shall be neither Wound nor Maim, shall be ascertained? *Passed in the Affirmative.*

Ordered, That *David Lloyd*, *Joseph Wilcox*, and *Jeremiah Langhorne*, draw up such Bills as the House have resolved on, and bring them to the House at the next Sitting.

Ordered, That the Votes of the House be transcribed, examined by the Speaker, *Joseph Wilcox*, and *Abraham Bickley*, and exposed to publick View.

Ordered, That *Richard Hayes*, and *John Wood*, wait on the Governor, and acquaint him, that the House have agreed to adjourn till the Tenth of *February* next.

The said Members returned, and report, that they deliver'd their Message to the Governor, according to Order; and that the Governor was satisfied with the said Adjournment; and then the House adjourned till the tenth of *February* next.

THE House met, pursuant to their Adjournment.

Ordered, That *Abraham Bickley*, and *James Gibbons*, wait upon the Governor, to acquaint him that the House is met according to Adjournment, in order to proceed to Business; and desire to know if he has any Thing to lay before them; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

Abraham Bickley reported, that he, with the other Member appointed to wait upon the Governor, deliver'd their Message accordingly; and that the Governor had told them, he has something to communicate relating to the Criminals, which he would send in Writing some time to Day.

John Wilcox, according to Order, presented to the House several Bills by him drawn up, *viz.*

An Act to prevent Multiplicity of Law-suits.

A Supplementary Act to an Act of this Province, intituled, *An Act for the preventing of Olandestine Marriages.*

A Supplementary Act to the Law, intitueled, *An Act for ascertaining the Dimensions of Cask, and for the true Packing of Meat for Transportation.*

A Supplementary Act to the Law, intituled, *An Act for Relief of the Poor.*

An Act for laying a Duty on Shallops, Flats, Boats, and Canoes, belonging to the *Western Division* of *New-Jersey*, which shall carry Goods or Passengers from this Province for Hire or Reward.

An Act for the better encouraging the Trade of this Province.

An Act directing how petty Offences shall be punished.

An Act for the more effectual Recovery of Debts, due from Foreigners, and Persons absconding, by attaching of their Lands, Monies, Goods and Chattels.

An Act for erecting a Ferry to the Landing at or near the Land late of *Daniel Cooper*, deceased, and also to *Gloucester*, in the *Western Division* of *New-Jersey*; which were severally read, and ordered a second Reading.

David Lloyd, according to Order, presented to the House several Bills by him drawn, *viz.*

An Act for the more effectual raising of County Rates and Levies.

An Act for laying a Duty upon sundry Liquors retailed in this Province.

An Act for laying a Duty upon Wine, Rum, Brandy and Spirits, Cyder, Hops and Flax, imported into this Province.

An Act for continuing a Duty on *Negroes* brought into this Province.

An Act for raising a Duty upon Tonage of Ships and Vessels.

An Act for erecting Houses of Correction and Work-houses in the respective Counties of this Province.

An Act concerning Feme Sole Traders; which were severally read, and ordered a second Reading.

Jeremiah Langhorne, according to Order, presented to the House several Bills by him drawn, *viz.*

An Act against forcible Entry.

An Act to ascertain the Rights and Privileges of the Assembly of this Province.

An Act empowering the Justices to settle the Price of Liquors in Publick Houses, and Provender for Horses in Publick Stables.

An Act against Robbing and Stealing; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The said Bills brought in by *Jeremiah Langhorne*, were severally read, and ordered a second Reading.

The Petition of several Merchants of *Philadelphia*, laying before the House their Reasons against the Duty or Impost on *Madeira* Wine, together with an Estimate of the Cost of a Pipe of Wine, and charges thereon, till it comes into the Mer-

chant's Store; and praying that the said Impost may not be laid according to the Resolve of the House, was read, and ordered to be read again.

The Petition of sundry Persons, praying an Alteration may be made in the Currency of Money, and that Country Produce should be made current Pay at a certain Price, was read, and ordered to be read again.

The Petition of sundry Inhabitants of the County of *Bucks*, praying leave to bring in a Bill for settling a Ferry from *Joseph Kirkbride's Land* to *West-Jersey*, was read, and ordered to be read again.

A written Message from the Governor, by his Secretary, was brought to the House and read, and is as follows.

Mr. Speaker, and Gentlemen of the Assembly,

"THE Orderes, which at your Desire were issued for apprehending the Chester Criminals, have been so far executed as to bring three of them into *Philadelphia* Goal, where they now lie in Irons expecting daily to be tried.

If any Thing yet remains wherein you can advise me with relation to this Affair, I shall be glad to receive it.

And as I shall be ready on my Part, I hope you will on yours, so to encourage the zealous Prosecution of such notorious and black Crimes, as that they may be effectually vindicated couraged for the future, and the publick Justice of this Province supported and vindicated from all Aspersions whatsoever."

Philadelphia, Feb. 11, 1717-18. WILLIAM KEITH.

The House, upon Consideration of the Governor's Message, being apprehensive that something contained therein did imply a Deficiency in some Respects, with relation to the Trial of the Criminals, which this House might be capable to supply;

Ordered, That *Nathaniel Newlin*, and *Jeremiah Langhorne*, wait upon the Governor, to give him the Thanks of this House for the Care he has taken therein; and to desire to know if any Thing further be incumbent on the Assembly, in order to expedite the said Trials, and the Speaker is desired to accompany them; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

Nathaniel Newlin reported, that he, with the other Members appointed, waited on the Governor; who desired them to acquaint the House, that he will forthwith fill the Commission with Magistrates, and expedite the Trials of the Criminals as

much as in him lay; but that the Attorney-General, he believed, would be readier in the Prosecution, if some greater Compensation be allowed him for his Service in that Station.

Resolved, That that affair, is not properly before this Assembly; and that it will not consist with the Honour and Reputation of the House to augment his Salary on this Occasion.

The Petition of several Tavern-keepers in *Philadelphia*, praying that no Excise may be laid on Wine retailed, as the House has voted, was read, and ordered to be read again when the Law for laying the said Excise is read the second Time.

The Bill, intituled, *An Act for encouraging the Trade of this Province*, was read a second Time, and debated.

Ordered, That the said Bill be committed; and that it be an Instruction to the said Committee, to guard against the Inhabitants of *Jerseys*, the three Lower Counties, or *Maryland*, importing Goods belonging to *New-York* in their Names.

The Bill, intituled, *An Act for raising a Duty upon Tonnage of Ships and Vessels*, was read a second Time, and committed, and some Amendments were ordered to be made to the Bill; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Bill, intituled, *An Act for laying a Duty on Wine, Rum, Brandy and Spirits, Cyder, Hops and Flax, imported into this Province*; and also the Petition of several Merchants residing in *Philadelphia*, touching the said Duty, was read, a second Time, and debated.

Resolved, That there shall be two Pipes *per* Hundred allowed to every Importer of Wine that is an Inhabitant of this Province Duty-free for his own Use; and that *Three Pounds per* Pipe be paid for all *Fyall Wines*; and then the House adjourned till Eight a Clock To-morrow Morning.

The House met, &c.

The Bill, intituled, *An Act for laying an Excise upon sundry Liquors retailed, in this Province*, was read, a second Time; and a Debate thereupon, and some Amendments agreed to be made by the House.

Ordered, That the said Bill be committed, and the said Amendments made accordingly.

The Bill, intituled, *An Act for continuing a Duty on Negroes brought into this Province*, was read, the second Time; and, after some Time spent in the Debate thereof, and some Amendments agreed to by the House to be made to the said Bill, the same was committed.

The Petition of *Jonathan Dickinson*, Mayor of the City of *Philadelphia*, in Behalf of the said City, praying that the Corporation may have the Managing of the Ferry from thence to *Jersey*, was read, and ordered a second Reading; and then the House adjourned till Two a Clock in the Afternoon.

The House met, &c.

John Moore presented to the House a Bill, intituled, *An Act for vesting the House and Lot of Ground lying in Philadelphia, late the Estate and Inheritance of William Clark, of Lewes-Town, in the County of Sussex, deceased, in Trustees, to be sold for the Payment of his Debts, &c.* which was read, and ordered a second Reading.

The Bill, intituled, *An Act for raising County Levies*, was read a second Time, and some Amendments agreed to by the House to be made to the Bill, and then the said Bill was committed for Amendments accordingly.

The Petition of *Joseph Wood*, of the County of *Bucks* praying Leave to bring in a Bill for settling a Ferry from the *Falls* to *Jersey*, was read, and ordered a second Reading; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Petition of *Owen Roberts*, Collector of the Impost, praying to be continued in his said Office as Collector of the Impost now laid, was read, and ordered to be read again.

The House took again into Consideration some farther Amendments to be made to the Bill for raising County Levies; and the same being debated, and agreed to, were ordered to be put into the Bill accordingly.

The Bill, intituled, *An Act concerning Feme Sole Traders*, was read the second Time, and agreed to by the House, N.C.D. and committed.

Ordered, That *David Lloyd*, *Joseph Wilcox*, and *Jeremiah Langhorne*, be a Committee to amend the several Bills agreed to be amended, according to the Resolves of the House; and that as the Amendments are made they return them to the House; and that they endeavour to compleat the same by To-morrow Morning.

Ordered, That *Edward Farmar*, and *Robert Jones*, wait upon the Governor, and desire him to favour this House with a Copy of his Commission and Approbation, in order to settle the Titles of the Bills now ready to be laid before him for his Perusal; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Members appointed to wait upon the Governor report, that instead of a Copy, the Governor had been pleased to favour the House with his Commission, and the royal Approbation; which being read,

Ordered, That the said Members take Care of, and safely return, the same to the Governor.

Joseph Wilcox, from the Committee appointed to amend the several Bills, according to the Order of the House, brought three of the said Bills, *viz.*

The Bill for continuing the Duty on *Negroes* imported into this Province.

The Bill concerning Feme Sole Traders. And

The Bill for laying a Duty upon Tonnage of Ships, and Vessels, with the Amendments agreed to be made thereto; which being read, and considered, were approved of by the House.

Ordered, That *Abraham Bickley*, and *Richard Hayes*, do wait upon the Governor with the said Bills for his Perusal.

The Committee appointed to amend several Bills sent to the House two more of the said Bills, *viz.*

An Act for the more effectual raising of County Rates and Levies. And

An Act for erecting Houses of Correction and Work-houses in the respective Counties of this Province, by them amended. according to Order; which Amendments being read, and considered, were approved of by the House.

Ordered, That the Members appointed to return the Governor's Commission, with the royal Approbation, do carry the said Bills to the Governor for his Perusal; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

Joseph Wilcox reported, that the Committee had gone through the Bill for laying a Duty on Wine, Rum, &c. but that the Mind of the House was not clear by the Minutes before the Committee, about some Parts of the Bill for raising County Levies with Relation to the Rates of single Persons; and therefore the Committee desire to know the Mind of the House therein.

Whereupon the Question being put, that all single Persons, whose Estates amount not to *Fifty Pounds* in Value, shall be rated at *Four Shillings per Head*? *Passed in the Affirmative.*

Ordered, That all Petitions now lying before this House, be considered at next Meeting.

The Speaker sign'd a Ticket, or Account of Service, for *William Pile*, a Member of Assembly for *Chester County* for the Year 1716, for thirteen Days Attendance, at *Four Shillings*

and *Six-pence per Day*, which amounts to *Two Pounds Eighteen Shillings and Six-pence*.

Ordered, That *Abraham Bickley*, and *Thomas Paschall*, wait upon the Governor with the Bill for laying a Duty on sundry Liquors retailed in this Province, for his Perusal; and then the House adjourned till the seventeenth Instant, at Three a Clock in the Afternoon.

The House met, &c.

Ordered, That *William Stockdale*, and *Abraham Bickley*, have Leave to be absent on extraordinary Occasions.

Ordered, That the Committee, to whom the Bill for raising County Rates and Levies was referred for Amendment, do amend and bring the same to the House with all convenient Speed.

The Petition of several Persons, Owners of Ground-rents, praying that a former Petition, exhibited to this Assembly by Persons about paying Ground-rent in the Currency that lately passed in this Province, may be rejected, or that the said last Petitioners may be heard by themselves, or their Counsel, before any further Progress be made therein, was read, and ordered a second Reading; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Governor returned to the House three of the Bills sent him, *viz.*

An Act for the better encouraging the trade of this Province with an amendment which was read and agreed to by the House.

An Act for laying a Duty on Wine, Rum, Brandy and Spirits, Cyder, Hops and Flax, imported into this Province, without any Amendment.

An Act for laying a Duty upon sundry Liquors retailed in this Province, with some Amendments; and the Reasons thereof.

The Governor returned to the House three others of the said Bills, sent him for his Perusal, *viz.*

An Act for laying a Duty upon *Negroes* imported into this Province.

An Act concerning Feme Sole Traders, without Amendment.

An Act for laying a Duty upon Tonnage of Ships and Vessels, with some Amendments, which were read.

The Bill, intituled, *An Act for laying a Duty on Negroes imported into this Province*, was read the third Time.

Resolved, That the said Bill do pass.

The Bill, intituled, *An Act concerning Feme Sole Traders*. was read the third Time, and debated; and, after some Amendment made thereto,

Ordered, That the said Bill be transcribed, and sent to the Governor for his Concurrence thereto since the Amendment.

The Petition of sundry Inhabitants of *Bucks* County about the Exportation of Deer-skins, was read, and ordered to be read again; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Bill, intituled, *An Act for laying a Duty upon Tonage of Ships and Vessels*, was read the third Time.

Ordered, That the said Bill be ingrossed.

The Petition of *Andrew Robinson*, praying that the Bill to invest a Messuage and Lot in *Philadelphia*, being the Estate of *William Clark*, of *Lewes-Town*, deceased, in Trustees, to pay *Anthony Houston*, of *New-Castle*, a Bond of *One Hundred and Ten Pounds*, with Interest, may not pass, he the said *Robinson* having Debts due from said *Clark* prior to said *Houston's*, was read, and ordered a second Reading.

The Petition of several Victuallers and Butchers of the City and County of *Philadelphia*, praying that the Inhabitants of *West-Jersey* may be obliged to bring their Cattle hither alive, and kill them here, or else not be permitted to sell their Meat, was read, and ordered a second Reading.

The Bill, intituled, *An Act for the Encouragement of the Trade of this Province*, was read a third Time; and, after some Amendments made thereto, was agreed to by the House.

Ordered, That the said Bill be ingrossed.

The Bill, intituled, *An Act for laying a Duty on sundry Liquors retailed in this Province*, being read a third Time, was debated; and, after some Amendments made thereto, agreed to by the House.

Ordered, That the said Bill, with the Amendments, be ingrossed.

The Petition of *Joseph Wood*, of *Bucks* County, praying that he may be appointed to keep the Ferry to *Jersey* from his Land in said County, was read; and also the Petition of *Joseph Kirkbride*, now lying in this House, in relation to the said Ferry, was read a second Time.

Ordered, That the Members of *Bucks* County consider the said Petitions, and recommend to the House, at the next Meeting, the most convenient Place and fit Person to keep the said Ferry.

The Bill, intituled, *An Act for erecting Houses of Correction, and Work-houses, in the several Counties of this Province*, was read a second Time, and committed; and then the House adjourned till Eight a Clock To-morrow Morning.

The House met, &c.

The Petition of several Inhabitants of the County of *Bucks*, praying that there may be a Duty laid on Deer-skins exported, was read the second Time; and after some Debate there-upon, and the House considering that the Law about *Indian* Traders was near expiring, the Question was put, that a Duty be laid accordingly? *Passed in the Negative*. And then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Bill, intituled, *An Act for laying a Duty on Wine, Rum, Brandy and Spirits, Cyder, Hops and Flax imported into this Province*, was read the third Time; and a Debate arising thereupon,

Resolved, That an Abatement of *Ten Shillings per Pipe* of *Madeira Wine*, from the Place of Growth, be allowed and made, both to Inhabitants and Strangers; and, after several other Amendments made thereto,

Ordered, That the said Bill be ingrossed.

The Bill, intituled, *An Act for erecting Houses of Correction and Work-houses in the respective Counties of this Province*, was read a third Time; and, after some Amendments made thereto, agreed to by the House.

Ordered, That the said Bill be ingrossed; and then the House adjourned till Eight a Clock To-morrow Morning.

The House met, &c.

The Bill for settling a Ferry from *Philadelphia* to *Gloucester*, was read a second Time; and also the Petition of the Mayor of *Philadelphia*, relating to the said Ferry; and the same being debated,

Ordered, That the said Bill be committed to *Jeremiah Langhorne*, and *Abraham Bickley*; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

Ordered, That *Nathaniel Newlin*, and *Robert Jones*, wait upon the Governor with the Bill for erecting Houses of Correction, &c. for his Perusal; and that they acquaint him, that the House have agreed to his Amendments proposed to the Impost Bill; and inform him of the Amendments made by the House to the same; and that the Bills that have already been before him being ingrossed, the House desires to know if he expects them

to be sent to him any more before the Time they are presented in Order to pass into Laws.

The said Members returned, and report, they delivered the Bill to the Governor, according to Order; and informed him, that the County Levy Bill is in Hand; and they also delivered their Message about the Amendments, which he approved; and that he acquainted them, that he did not expect those Bills again which he has seen already till the Time at which they are to pass; but desired the House to be careful in examining and comparing them, and that the Speaker may be present at the Doing thereof; and that the Governor was pleased further to acquaint them, that if the Time at present will not permit that all those Bills be finished which the Assembly thinks needful, he will be ready to pass them another Time, when they shall see fit to meet again.

The Bill, intituled, *An Act for raising County Rates and Levies*, being brought to the House and read a third Time, with the Amendments; after some Debate thereupon,

Ordered, That the said Bill be amended by *David Lloyd*, and *Joseph Wilcox*, and brought to the House To-morrow Morning; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

David Lloyd, and *Joseph Wilcox*, according to Order, brought to the House a Bill for raising County Levies, with the Amendments made thereto, which was delivered in at the Table, where the said Amendments were read; and, after some Consideration, agreed to by the House.

Joseph Wilcox laid before the House an Account of the Rates of Ferriage now taken from *Philadelphia* to *Gloucester*;

Ordered, That the same be referred to the Committee to whom the Bill for settling the said Ferry was committed.

Ordered, That *Edward Farmar*, *Robert Jones*, and *Thomas Stevenson*, wait upon the Governor with the Bill for raising County Levies, for his Perusal; and that they carry the ingrossed Bills, *viz.*

The Bill, intituled, *An Act for continuing a Duty on Negroes brought into this Province.*

An Act for raising a Duty upon Tonage of Ships and Vessels.

An Act concerning Feme Sole Traders.

An Act for laying a Duty on Wine, Rum, Brandy and Spirits, Cyder, Hops and Flax, imported into this Province.

An Act for laying a Duty on sundry Liquors retailed in this Province. And

An Act for the better Encouragement of the Trade of this Province; and deliver them to him; and acquaint him, that those Bills are sent to him for his View; and hope he will see no Cause for any Amendment to any of them; but if any should happen, that the Governor will be pleased to put them on a Sheet of Paper, and not deface the Bills; and that they acquaint the Governor, that this House deems the said Ingrossed Bills in their Possession until the same are signed by the Speaker by Order of the House.

The Governor, by his Secretary, sent to the House the Bill, intituled *An Act for erecting Houses of Correction, and Work-houses, in the respective Counties of this Province*, with some Amendments which he delivered in at the Table.

Edward Farmar, and the other Members sent to carry the Bills to the Governor, returned, and acquainted the House, that they delivered their Message according to Order; and that the Governor was pleased to acquaint them, that he would call his Council this Afternoon, and that the said Bills should be dispatched as soon as possible.

The Amendments proposed by the Governor to the Bill, intituled, *An Act for erecting Houses of Correction, and Work-houses, in the respective Counties of this Province*, were read, and, after some Debate thereon, were agreed to by the House.

Ordered, That *David Lloyd*, and *Joseph Wilcox*, insert the same with the Bill; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Bill, intituled, *An Act for the more effectual raising County Rates and Levies*, was returned from the Governor, without any Amendment.

Ordered, That the said Bill be ingrossed.

The Petition of *John Morris*, praying Relief against some unreasonable Fines formerly imposed on him in *Philadelphia* County Court, was read, and ordered to be read again.

Jeremiah Langhorne, and *Abraham Bickley*, brought to the House the Bill for erecting a Ferry from *Philadelphia* to *Jersey*, amended according to Order, which was agreed to by the House.

Ordered, That the said Bill be ingrossed; and then the House adjourned till Eight a Clock To-morrow Morning.

The House met, &c.

The Bill, intituled, *An Act for erecting Houses of Correction, and Work-houses, in the respective Counties of this Province*, was returned from the Governor, with some Amendments, which were read, and agreed to by the House.

Upon Examination, and comparing of the ingrossed Bills with the Draughts,

Ordered, That five Lines and a Half of the appropriating Clause in the Excise Bill be obliterated, and that the Speaker sign the same.

Ordered, That *Edward Farmar* wait on the Governor with the ingrossed Bill for raising County Levies.

Ordered, That an Amendment be made in the first Proviso of the ingrossed Bill for the better Encouragement of the Trade of this Province, by an Interlineation of the Words (*and not purchased in either of those Provinces*) and that the Speaker sign the same in the Margin; and then the House adjourned till Two a Clock in the Afternoon.

The House met, &c.

Ordered, That *Nathaniel Newlin* and *Jeremiah Langhorne* wait upon the Governor with the ingrossed Bills for erecting Houses of Correction, and Work-houses, in the respective Counties of this Province, and for settling the Ferries from *Philadelphia* to *New-Jersey*, and desire to know when the House shall attend him with the Bills prepared, in order to have them passed into Laws.

The Petition of several Inhabitants of *Bucks County*, about the Ferry from the *Falls* to *Jersey*, was read, and ordered to be read again at next meeting.

The Governor, by his Secretary, sent to the House the ingrossed Bill for raising County Levies, and a Proposal that the Proprietary's Estate be exempted from Assessments.

Resolved, That the Proprietary's own proper Estate shall not be rated by the said Bill; and a Proviso was put into the said Bill accordingly.

A Message from the Governor, by *Robert Asheton*, one of the Council, that the Governor is ready to receive the Assembly, and expects the Attendance of the House forthwith: And accordingly the Speaker, and the Assembly, went to wait upon the Governor with the ingrossed Bills, in order to have them passed into Laws; and being returned, the Speaker assumed the Chair, and acquainted the House, that he had presented to the Governor several ingrossed Bills, to which he was pleased to give his Assent, and to pass them into Laws; the Titles whereof are as follows, *viz.*

An Act for laying a Duty upon sundry Liquors retailed in this Province.

An Act for the better encouraging the Trade of this Province.

An Act for laying a Duty on Wine, Rum, Brandy and Spirits, Cyder, Hops and Flax, imported into this Province.

An Act concerning Feme Sole Traders.

An Act for continuing a duty on Negroes brought into this Province.

An Act for raising a Duty upon Tonage of Ships and Vessels.

An Act for erecting Houses of Correction and Work-houses in the respective Counties of this Province.

An Act for erecting a Ferry to the Landing at or near the Land of Daniel Cooper, deceased, and also at Gloucester, in the Western Division of New-Jersey.

An Act for the more effectual raising of County Rates and Levies.

And that the Governor had appointed two of the Council, viz. Samuel Preston, and Robert Asheton, to go with Joseph Wilcox, Abraham Bickley, and Nathaniel Newlin, who were desired, on Behalf of the Assembly, to see the Great Seal at the Roll's Office affixed to the said Laws; and that the Governor had likewise made a Speech to the Assembly, whereof he had obtained a Copy, which was read, and is as followeth.

Mr. Speaker, and Gentlemen of the Assembly,

"I MUST, on this Occasion, observe, with great Satisfaction, the indefatigable Application you have given to the Publick Service; and I think myself therefore obliged to assure you, that whatsoever has either been delayed, or casually omitted, for want of more Time, whether it be in the Bills you have now passed, or in such as were proposed, and designed to be finished, I shall at all Times, that will suit with your Conveniency, be ready on my Part, to compleat, amend and perfect whatsoever shall be found necessary or still wanting for the Ease, Advantage, and better Prosperity of this Province.

Gentlemen, I heartily thank you for the Care you have already taken of me, and do readily condescent that you make such an Adjournment now as you think will best suit with the Publick, and your own Conveniency."

Ordered, That Joseph Wilcox be desired to revise and regulate the Minutes of Assembly, in order to have them fairly transcribed; and that he be allowed Satisfaction for his Trouble therein as immediate Service of Assembly.

Ordered, That Joseph Wilcox, Edward Farmar, and Abraham Bickley, be desired to treat with the Printer, in order to get the Laws of this Province printed, and that the Speaker be desired to assist them therein; and farther, that the Clerk of the Assembly do prepare and make out a fair Copy or Transcript of the said Laws passed this Assembly for the Printer accordingly.

Ordered, That the Clerk of this Assembly do transcribe a fair Copy of the Act for raising County Rates and Levies, for the Commissioners of every County in this Province, to the Intent they may be informed of their Duty, in relation to their Office, respectively.

A Motion being made, and the Question put, that the House do adjourn till the first *Monday* in *May* next, *Passed in the Affirmative*; and then the House adjourned till the first *Monday* in *May* next accordingly.

THE House met pursuant to their Adjournment.

Ordered, That *Abraham Bickley*, and *Thomas Stevenson*, wait upon the Governor. and acquaint him, that the House is met according to Adjournment, and are ready to proceed upon Business; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Members appointed Yesterday to wait upon the Governor, reported, they delivered their Message, according to Order; and that the Governor had acquainted, them, that he would send a Message to the House this Day.

John Roberts, a Member chosen to serve in Assembly for the County of *Philadelphia* for this present Year, by reason of his Indisposition of Body, not having hitherto attended the Service of this Assembly, appeared; and having taken and subscribed the Qualifications, took his Seat.

Ordered, That the Minutes of the last Session of this Assembly, from *February* the Tenth to the last Adjournment, be read; which was done accordingly.

The Governor, by his Secretary, sent to the House a written Message, which was read, and is as follows, *viz.*

Mr. Speaker, and Gentlemen, of the Assembly.

"I HAVE not any Thing of Moment to lay before you, except what is to be found on the Minutes of your House yet unfinished; and whilst the Publick Affairs are under your Inspection, I am perfectly easy, and always ready to concur with you in whatsoever you shall judge requisite and necessary for the further Prosperity and Advantage of this Province."

WILLIAM KEITH.

The House being informed, that an Omission of nominating a Collector had happened in the Act lately passed for laying a Duty of Tonage upon Ships and Vessels.

Ordered, That *Abraham Bickley* go to the Master of the Rolls, and acquaint him, that it is the Order of the House,

that he bring the Roll of Laws lately passed by this Assembly to the House forthwith.

Thomas Stevenson, and the other Members for the County of *Bucks*, report, that, according to Order, they, with other Inhabitants of the said County, had viewed the Places belonging to *Joseph Kirkbride*, and *Joseph Wood*, Petitioners to this House for the said Ferry; and having considered the Conveniencies thereof, do find the said *Joseph Kirkbride's* Land to be the most convenient Place, and the said *Joseph Kirkbride* the most fit Person to keep the said Ferry: And the Question being put, that Leave be given to the said *Joseph Kirkbride* to bring in a Bill to enable him to erect and maintain the said Ferry, under such Prices and Regulations as this House shall approve of? *Passed in the Affirmative*, N. C. D.

The House took into Consideration the Omission of nominating the Collector, and settling his Perquisite in the Act, intituled, *An Act for laying a Duty upon Tonage of Ships and Vessels*.

Ordered, That a Supplement be made to the said Act to amend and supply the said Deficiencies; and that the said Officer's Fees for his Trouble in collecting the said Duty, and paying the same to the Treasurer, shall be *One Penny* in the *Shilling*, and no more; and that *David Lloyd* do prepare and bring in the same.

John Sotcher acquainted the House, that the Law by which he holds the Ferry from *Bristol* to *Burlington* is near expired, and humbly requests that he may have Leave to bring in a Bill to continue his said Ferry;

Ordered, That Leave be given to the said *John Sotcher* to bring in a Bill accordingly.

Edward Farmar, being indisposed, has Leave to go Home for his Health; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

Ordered, That the several Bills, prepared and read only the first Time at the last Session, be now read a second Time, and debated.

The Bill, intituled, *An Act to ascertain the Rights and Privileges of the Assembly of this Province*, was read the second Time; and the Question being put, that the said Bill be committed? *Passed in the Affirmative*.

The Attorney-General, *Andrew Hamilton*, presented to the House some Proposals for punishing Accessaries to Felony, which was read, and ordered to be read again.

David Lloyd, according to Order, presented to the House a Bill, intituled, *An Act to supply some Omissions in a Law passed at the last Sessions of Assembly held for this Province*, intituled, *An Act for raising a Duty upon Tonage of Ships and Vessels*, which was read the first Time, and ordered a second Reading; and then the House adjourned till Eight a Clock To-morrow Morning.

The House met, &c.

The Bill, intituled, *An Act to supply some Omissions in a Law passed at the last Sessions of Assembly held for this Province*, intituled, *An Act for raising a Duty upon Tonage of Ships and Vessels*, was read a second Time, and an Amendment was made by the House to the Bill.

A Speech made by the Governor at the Trial of the Criminals at *Chester* was presented to the House, and read.

The House being informed, that some Persons in this Government have made a Representation to *Great-Britain*, complaining against the Trial of the Criminals, as being carried on without corporal Oaths.

Ordered, That *Nicholas Waln* and *Richard Hayes*, wait upon the Governor to acquaint him, the House desire a Conference with him upon the said Information, and some other matters, now under the Consideration of this House.

The said Members returned, and report, that the Governor had told them, he would be ready to receive them in Half an Hour, at the House of *Enoch Story*.

Ordered, That *David Lloyd*, *Abraham Bickley*, *Robert Jones*, *Toby Leech*, *Jeremiah Langhorne*, *Thomas Stevenson*, and *Nathaniel Newlin*, be a Committee to attend the said Conference, and the Speaker is desired to accompany them; and that the Subject Matter of the said Conference be, what it fitting to be done in respect to the said Representation; to desire the Governor will please to favour the House with his Sentiments about adapting such Statutes of *England* to this Province as may be proper in our present Circumstances, where our Laws are deficient; and also, that he will be pleased to permit that his Speech, at the Trial of the Criminals at *Chester*, may be printed; and then the House adjourned for an hour.

And the said Committee went to attend the Conference accordingly: And being returned, the Speaker assumed the Chair, and the Members being called, a Quorum appear'd; and *David Lloyd* reported from the said Committee, that they had attended on the Governor, according to Order; and that he had desired them to acquaint the House, that he has

taken such Measures at Home as will entirely quash the Progress of any Representation from hence, without acquainting the Assembly of this Province therewith; and as to his Speech, the House may use it as to them seems fit.

The Bill for supplying some Omissions in the Act for raising a Duty upon Tonage of Ships and Vessels, was read the third Time.

Ordered, That the said Bill be transcribed, and that the Clerk deliver the same to the Governor for his Perusal.

Resolved, That a Bill be brought in to bring over, and put in Practice here, such Statutes of *England* as the Circumstances of this Place hath Occasion for; and that References be made to the said Statutes; and that *David Lloyd* do prepare and bring in the same accordingly at the next Meeting.

Joseph Wilcox, from the Committee appointed to agree with the Printer about printing the Laws, reported, that the said Committee had treated with him accordingly; but had not fully agreed till all the Laws of this Session shall be passed.

Ordered, That *Andrew Bradford*, Printer, attend this House, in order to treat about printing the Laws.

And the said *Andrew Bradford* attending accordingly, the Speaker, in Behalf of the Assembly, agreed with the said Printer for *Thirty Pounds* for this Year for the Printing of all laws, Votes, and other Business done by this Assembly; and all Proclamations, and other publick Instruments, fit and requisite to be printed; also such Laws as were enacted and now in Force since the last Printing of the Laws in this Province; and that he shall deliver, or cause to be delivered, one of the said printed Copies or Books, of every Sort, to the Governor, and one to every Member of Council and Assembly; also one to every Justice of the Peace in the Government.

The Question was put, that this House do adjourn till the Nineteenth Instant? *Passed in the Affirmative*. And then the House adjourned till the Nineteenth Day of this Instant *May* accordingly.

THE House met pursuant to their Adjournment.

Ordered, That *Abraham Bickley*, and *Thomas Watson*, wait upon the Governor, to acquaint him that the House is met, and ready to proceed to Business; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

David Lloyd, according to Order, presented to the House a Bill, intituled, *An Act for the Advancement of Justice, and*

more certain Administration thereof, which was read the first Time, and ordered to be read again.

Abraham Bickley, and *Thomas Watson*, reported, that they waited on the Governor, according to Order; and that the Governor had told them, that he desired a Conference with the House, or Committee, upon the Subject Matter of the last Conference, and some other Business, which he will then lay before them.

Ordered, That *Thomas Stevenson*, and *John Wood*, wait upon the Governor, and acquaint him, that the House will appoint a Committee to confer with him according to his Request, if he please to appoint the Time and Place.

The Petition of *Honour Bedwell*, Widow of *William Clark*, late of *Lewes-Town*, in *Sussex County*, praying that the Bill brought in for vesting the House and Lot in *Philadelphia*, belonging to the said *Clark*, in Trustees for Sale, to pay *Anthony Houston* a Debt due to him upon Bond, may not pass, for the Reasons therein offered; was presented to the House, and read.

Thomas Stevenson, and *John Wood* returned, and acquainted the House, that they had waited on the Governor according to Order; and that he desired the Committee to attend him at Six this Evening, at the House of *William Jones*.

The Petition of sundry Inhabitants of *Philadelphia*, Ground-rent Tenants; and also the Petition of sundry Landlords, both formerly presented to the House, and read, were now read a second Time, and debated.

Ordered, That Notice be given to the said Landlords and Tenants to attend this House, by themselves or Council, upon the Subject Matter of the said Petitions To-morrow at Three a Clock in the Afternoon.

The Bill, intituled, *An Act for establishing a Ferry over Delaware, at the Falls*, was read the first Time, and ordered a second Reading.

The Bill, intituled, *An Act for the continuing the Ferry from Bristol, in the County of Bucks, to Burlington, in the Western Division of the Province, of New-Jersey*, was read the first Time, and ordered a second Reading; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Bill, intituled, *An Act to prevent Multiplicity of Law-suits*, was read a second Time, and referred to further Consideration.

The Bill, intituled, *An Act directing how petty Offences shall be punished*, was read a second Time; and, after some

Time spent in the Debate thereof, the Qustion was put, that the said Bill be committed? *Passed in the Negative.*

The Bill, intituled, *An Act for the more effectual Recovery of Debts due from Foreigners, and Persons absconding, by attaching of their Lands, Monies, Goods and Chattels*, was read a second Time, and referred to further Consideration.

Ordered, That the same Committee that attended at the last Conference, attend the Governor also at the Conference intended this Evening; and that *Joseph Wilcox*, and *Edward Farmar*, be added to the said Committee; and the Speaker is desired to accompany them; and then the House adjourned till Eight a Clock To-morrow Morning.

The House met, &c.

Joseph Wilcox, from the Committee appointed to attend the Conference with the Governor, reported, that they had attended accordingly; and that the Governor, at the said Conference, had informed the Committee, that he had taken into Consideration the great Necessity there is that the Affirmation should pass in this Province, in the Place of an Oath in all Cases; and in order to promote the same, had drawn up something by Way of Address to the King, which he read to the Committee, and afterwards deliver'd to them to be laid before the House for their Approbation; and the same being deliver'd in at the Table, was read, and is as followeth.

To the KING'S most Excellent MAJESTY,
The humble ADDRESS and REPRESENTATION of the
GOVERNOR and GENERAL ASSEMBLY of your Majesty's
Province of Pennsylvania, met at PHILADELPHIA, the Day
of May 1718.

Most gracious Sovereign,

"WE your Majesty's most dutiful and loyal Subjects and Servants, being filled with a grateful and just Sense of that tender Care and Concern which your Majesty has, on every Occasion, been pleased to express for the Peace and Prosperity of all your People, do with profound Humility and Submission, presume to address your sacred Majesty in behalf of your Majesty's good Subjects, the People of this Province, whom we have the Honour, at this Time, to represent in a Legislative Capacity.

May it therefore please your Majesty to know, that in the Year 1681, this Colony was first settled by a considerable Number of *English* Subjects, called *Quakers*, under the

Care, and Encouragement and Direction of *William Penn*, Esq; our Proprietary and Governor in Chief.

That the Persecution, which in those Days prevailed against Protestant Dissenters in *England*, was the principal Motive and Reason why the first Settlers of this Country removed their Estates and Families hither, where they might quietly and peaceably enjoy that innocent Liberty of Conscience, which they conceived to be every Man's natural Right.

That by the unwearied Application, Industry and Expence of the Inhabitants, this Colony is now increased to a very considerable Body of People, whereof the Majority continue to remain in the Society of Friends, called *Quakers*.

That such being the peculiar and distinguishing Circumstances of this, from any other Colony under your Majesty's Dominions in *America*, the Offices of Government must, of Necessity, be supply'd and the Powers executed, by those of the *Quaker* Perswasion, intermixed with such others as are to be found here in the Communion of the Church of *England*, and good Protestant Subjects, well affected to your Majesty and your Government.

That the happy Influence of your Majesty's most equal and just Administration every where, has perfectly united our Hearts and Minds to contribute our utmost Endeavours for carrying on the Business of the Government of this Province in such Manner as may be most agreeable and acceptable to you Majesty, and your Ministry at Home.

That for this End we have laboured, more especially of late, to regulate the Proceedings in our Courts of Judicature as near as possible could be done to the Constitution and Practice of the Laws of *England*.

That from many Years Experience we are not only convinced that the solemn Affirmation, allowed in *Great-Brittain* to the People called *Quakers*, doth in all Respects, and in every Case here, answer the legal and essential Purposes of an Oath, but also the growing Condition of this Colony, which brings great Numbers of People yearly from *Europe* to reside amongst us.

The Multitude of Pirates Abroad, and other loose vagrant People, who are daily crowding in to shelter themselves under the peaceable Administration of this Government, and the absolute Necessity that there is to punish such as shall dare to oppose and break through the known Laws of Society and Humanity, lays us under the greatest Obligations,

with Security of our own Lives, as well as to the just Maintenance of your Majesty's royal Authority over us, not to reject or despise the solemn Affirmation allowed to the *Quakers*; without which, we humbly beg Leave to assure your Majesty, Judges, Juries, nor Evidence sufficient, could ever yet be found here in the most criminal and notorious Cases.

That formerly it having been found impracticable to keep and preserve the Publick Peace, within this Government, any other Way than by admitting the solemn Affirmation, in all Cases whatsoever, to have the same Force and Effect in Law as an Oath: Upon a Representation thereof from the Board of Trade, the late Queen ANNE, by an Order in Council, dated the 21st Day of *January*, 1702-3, was pleased to direct in the Alternative, *viz.* "That all persons acting in any judicial or other Offices within this Province of *Pennsylvania*, and Three Lower Counties, upon *Delaware*, should be obliged to take an Oath, or in Lieu thereof the solemn Affirmation, allowed in *England* to the People called *Quakers*; and that in all their publick or judicial Proceedings the said Judges and Officers shall be obliged to administer the Oaths appointed by Law, or the said Attestation.

That the *Quakers* in general having approved themselves to be an industrious and quiet People, most heartily attached unto your Majesty's royal Person and Government; your loyal Subjects of that Perswasion in this Province, do humbly hope that your Majesty will vouchsafe to indulge their tender Consciences in the Case of Oaths, with the same Freedom that has been granted unto them by your royal Predecessors, and thereby we shall effectually be enabled to perform our respective Duties in preserving your Majesty's Peace within the Jurisdiction of this Province, and to inforce the just Regard and Obedience due unto your royal Authority, as becomes, may it please your Majesty, your Majesty's most Loyal, most faithful, and most obedient Subjects and Servants."

The Petition of sundry Victuallers and Butchers, Inhabitants of the City of *Philadelphia*, praying that the Inhabitants of *Jersey* may be obliged to bring their Cattle hither alive, and kill them here, or else not be permitted to sell their Meat, was read a second Time.

The Petition of sundry Persons, praying an Alteration may be made in the Currency of the Money; and that Country Produce should be made current pay at a certain Price, was read a second Time.

The Bills, intituled, *An Act empowering the Justices to settle the Prices of Liquors in Publick Houses, and Provender for Horses in Publick Stables: An Act for establishing a Ferry over Delaware, at the Falls: And an Act for continuing the Ferry from Bristol to Burlington*, were read, the second Time, and committed to *Jeremiah Langhorne*, and *Richard Hayes*; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

Sundry Persons, Ground-rent Tenants, appeared according to Order, who having appointed *Thomas Griffith*, *Hugh Durborrow*, *Daniel Radley*, and *Stephen Jackson*, as Managers of their Business before the House, on Behalf of themselves and others, desired that their Rents may be paid in the same Currency, and at the same Value as Money went at the Time when their respective Grants commenced; and the Petition of the said Tenants was also read: They also produced sundry Receipts, wherein it appeared that the Landlords had, since the Alteration of Money, received their Rents in the former Currency.

Sundry Persons who are Landlords appeared also, according to Order, and laid their Case before the House as their Petition sets forth; and also alledged that great Part of their Ground-rents were contracted when Money was more valuable, and the Currency nearer *Sterling* than now it is. The said Landlords shewed some Deeds, reserving their Rents in the Currency for the Time being; and, after hearing the Arguments on both Sides, both Parties desired, that before the House came to any Conclusion in the Matter, they may be respectively heard by their Counsel at the Bar of this House, or before a Committee, as the House shall think fit: And they being ordered to withdraw, the House, upon Consideration of the Matter.

Resolved, That since their Counsel is not now ready, the said Petitioners, upon Application, shall be heard by their Counsel at a more convenient Time, other Business of greater Moment now being before the House.

Ordered, That the Clerk deliver the said Petitioners a Copy of the said Resolve; and then the House adjourned till Eight a Clock To-morrow Morning.

The House met, &c.

Richard Hayes brought to the House two Bills committed to *Jeremiah Langhorne* and himself, *viz.*

An Act for establishing a Ferry over *Delaware*, at the *Falls*; and, an Act for continuing the Ferry at *Bristol* over the River

Delaware to Burlington, in West-Jersey; which he delivered in at the Table, where the same were severally read the third Time; and the Question being put, that the said Bill for establishing a Ferry over Delaware, at the Falls, be sent to the Governor to be passed into a Law? Passed in the Affirmative.

The Question was also put, that the said Bill for continuing the Ferry from *Bristol to Burlington* do pass into a Law? *Passed in the Affirmative.*

The Bill, intituled, *An Act for the Advancement of Justice, and more certain Administration thereof*, was read the second Time; and a Debate arising thereupon,

Resolved, That this House will forthwith resolve into a Committee of the whole House, to consider further of the said Bill and the Address to the King; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

Jeremiah Langhorne, from the Committee to whom the Bill for empowering the Justices to settle the Prices of Liquors, &c. was committed, brought the same to the House, which he delivered in at the Table, where the same was read the third Time: And the Question being put, that the said Bill be sent to the Governor, in order to be passed into a Law? *Passed in the Affirmative.*

David Lloyd, from the Committee of the whole House, to whom the Bill, intituled, *An Act for the Advancement of Justice, and more certain Administration thereof*, was committed, reported, that they had made some Progress in the Matter to them referred; but not having Time to finish the same, the Committee had directed him to move for Leave to sit again.

Resolved, That this House will forthwith resolve into a Committee of the whole House, further to proceed upon the Consideration of the Business to them referred; and then the House adjourned till Nine a Clock To-morrow Morning.

The House Met, &c.

David Lloyd, from the Grand Committee, to whom the Bill, intituled, *An Act for the Advancement of Justice, and more certain Administration thereof*, was referred, reported, that they had made some further Progress therein; and also that the Committee had agreed upon an Alteration or Amendment to be made to the Address of the King, which he delivered in at the Table; but that the Committee having not quite finished the said Bill, had desired further Time to proceed therein.

Ordered, That the said Amendment to the Address to the King be read forthwith; which was done accordingly, and agreed to by the House.

Ordered, That *Jeremiah Langhorne*, and *John Wood*, carry the said Address, and Proposals of Amendment, to the Governor for his Concurrence.

Resolved, That this House will forthwith resolve itself into a Committee of the whole House, to consider farther of the said Bill for Advancement of Justice, &c. and then the House adjourned till Three a Clock this Afternoon.

The House Met, &c.

An Order was issued under the Speaker's Hand to the Provincial Treasurer for *Seven Pounds, Two Shillings, and Sixpence*, to *William Pawlett*, Door-keeper and Messenger to the Council, as *per* his Account exhibited to and allowed by this House.

David Lloyd, from the Committee of the whole House, to whom the Bill for the better Advancement of Justice, &c. was referred, reported, that the said Committee had made several Amendments to the said Bill, which were read, and agreed to by the House: And the said Bill, with the Amendments, being read the third Time, and the Question put, that the said Bill, with the Amendments, be sent to the Governor, in order to be passed into a Law? *Passed in the Affirmative*. And then the House adjourned till Eight a Clock To-morrow Morning.

The House Met, &c.

The Governor's Secretary brought to the House the Address to the King ingrossed on Parchment, and signed by the Governor, and acquainted the House, that the Governor desired the Assembly to sign the same by their Speaker.

The Stile of the said Address being in the Plural Term (you) and the Majority of this Assembly being of the People called *Quakers*, the House intirely agree to the Matter and Substance of the said Address; but except only against some Part of the Stile: And the Question being put, that the Speaker sign the same, with the Exception aforesaid? *Passed in the Affirmative*.

Ordered, That the Speaker be desired to acquaint the Governor, that it is the humble Request of this House, that if the Council are not privy to the said Address, it may be communicated to them for their Concurrence; and that a Motion be made to them to join with some of the Vestry, or Members of the Church of *England*, in an Address to the King of the same Nature and Purport of the said Address.

The Bills, intituled, *An Act for the Advancement of Justice, and more certain Administration thereof; An Act empowering the Justices to settle the Prices of Liquors in Publick-houses, and Provender for Horses in Publick-stables; an Act for establishing a Ferry over Delaware, at the Falls; and an Act for continuing the Ferry from Bristol, in the County of Bucks, to Burlington, in the Western Division of the Province of New-Jersey*, being transcribed,

Ordered, That *Nathaniel Newlin*, and *Nicholas Waln*, carry the said Bills to the Governor for his Persual; and also the Address to the King, the Speaker having signed the same by Order of the House; and that they acquaint the Governor, that the House incline to adjourn till the Twenty-eighth Instant.

The Petition of *Francis Rawles*, and *Joseph Jones*, in Behalf of themselves, and others, Landlords, was presented to the House, and read, praying, that before any Thing be done in the Business betwist them and their Tenants, now before the House, they may be heard by their Counsel at the Bar of the House.

A motion being made, and the Question put, that the Salary allowed the present Attorney-General, *Andrew Hamilton*, for this Year, be augmented? *Passed in the Affirmative*.

Thomas Stevenson has Leave to be absent on extraordinary Business; and then the House adjourned till the Twenty-eighth Instant, at Three a Clock in the Afternoon.

THE House met pursuant to their Adjournment.

Ordered, That *Edward Farmar*, and *Robert Jones*, wait upon the Governor, and acquaint him, that the House is met, and desire to know if he has considered the Bills laid before him, for his Perusal, at the last Adjournment.

The Speaker informed the House, that since the last Adjournment the Governor had called a Council to consider the Bills laid before him, and the Address to the King (at which he was present) and had, upon reading the said Bills, and Address to the King in Council, assured the Council, from the Assembly, that (notwithstanding the Council is not allowed, in this Province, to be any Part of the Legislative Power) this House is willing, and desirous, to have their Opinion and Consent in all Matters of Moment; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

Robert Jones reported, that he, with the other Member appointed Yesterday to wait upon the Governor, attended on him accordingly; and that the Governor was pleased to

acquaint them, that the Bills he last received from the House, were before the Council, and that the same should be returned some time to Day.

David Lloyd laid before the House two Bills, intituled, *An Act against unlawful maintenance, Champerty, Embracery, and buying Titles and pretended Rights:* And, *An Act for supplying some Defects in the Law for the Relief of the Poor;* which were severally read the first Time, and ordered a second Reading.

Abraham Bickley has Leave to be absent on extraordinary Occasions.

James Logan, on a Message from the Governor, brought to the House the Bills, intituled, *An Act for establishing a Ferry over Delaware at the Falls.*

An Act for continuing the Ferry from Bristol, in the County of Bucks, to Burlington, in the Western Division of the Province of New-Jersey.

An Act empowering the Justices to settle the Prices of Liquors in Publick-houses, and provender for Horses in Publick-stables, without any Amendment. And

An Act for the Advancement of Justice, and more certain Administration thereof, with some Proposals of Amendment, which he delivered at the Table. And he also informed the House, that the Governor had laid the Address to the King before the Council; and that they had proposed an Alteration to be made to the said Address; and that the Governor had desired the House to appoint a Committee to confer with him and the Council thereupon.

Ordered, That the said Amendments for the Bill for Advancement of Justice, &c. be considered this Afternoon; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

Ordered, That the Bills, intituled, *An Act for supplying some Omissions in the Act for raising a Duty upon Tonnage of Ships and Vessels.*

An Act for establishing a Ferry over Delaware, at the Falls.

An Act for continuing the Ferry from Bristol, in the County of Bucks, to Burlington, in the Western Division of the Province of New-Jersey. And,

An Act empowering the Justices to settle the Prices of Liquors in Publick-Houses, and Provender for Horses in Publick-stables, be ingrossed.

The House, according to Order, took into Consideration. the Governor's Amendments to the Bill for Advancement of

Justice, which, after some Debate thereon, was agreed to by the House, and inserted in the said bills.

Ordered, That *Jeremiah Langhorne*, and *John Wood*, attend the Governor with the said Bill, and acquaint him, that the House have agreed to the said Amendments and also that they acquaint the Governor the House agrees to the proposed Conference, and desire that he will be pleased to appoint the Time and Place for the same; and then the House adjourned till Eight a Clock To-morrow Morning.

The House met, &c.

Jeremiah Langhorne, and *John Wood*, reported, that they waited on the Governor according to Order, and delivered him the Bill for Advancement of Justice, &c. and the Amendments to the said Bill as agreed to by the House, and that the Governor had appointed this Evening, at Five a Clock, at the House of *William Jones*, for the proposed Conference.

The Bill, intituled, *An Act for supporting some Defects in the Law for the Relief of the Poor*, was read a second Time, and committed.

The Bill, intituled, *An Act against unlawful Maintenance, Champerty, Embracery, and buying of Titles and pretended Rights*, was read a second Time, and committed.

Anthony Houston appeared by his Council, and made it manifest, to the Satisfaction of the House, that a certain List or Schedule of Lands, in the Lower Counties, annexed to the Petition of *Honour Bedwell*, was false, and that there was no such Lands belonging to the Estate of *William Clark*; and no body appearing to back the said Petition, *William Hudson*, of *Philadelphia*, was sent for; who appearing, declared he had no Power or Orders from the said *Honour Bedwell* in that Affair, *Clement Plumsted* also being sent for, and Enquiry being made if he has ought to say in Behalf of the said *Honour*, or against the Bill; he informed the House, that he had no Power or Orders about the said House and Lot from the Widow since her Husband's Decease.

The said *Anthony Houston's* Counsel also informed the House, that sundry Persons, who had formerly obtained Judgments and Executions in the Lower Counties against the Estate of *William Clark*, senior, could find nothing to lay them on; and therefore desired that the said Bill, for Relief of the said *Anthony Houston*, might pass; and then the said *Anthony Houston*, and his Counsel, by Order, withdrew; and the Question being put, that the said Bill, intituled, *An Act for vesting the House and Lot of Ground, lying in Philadelphia, late the Estate and Inheritance of William Clark*, of

Lewes, in the County of Sussex, deceased, in Trustees to be sold for the Payment of his Debts, &c. be read a second Time? *Passed in the Affirmative.*

Ordered, That a Clause be added to give the Widow of the said William Clark, junior, Liberty till the sixteenth Day of November next, to pay the Debts due on the said Estate, and that the said House and Lot be not sold, by the Trustees proposed, till after that Time:

And then the said Bill was committed to *Jeremiah Langhorne, Joseph Wilcox, and Richard Hayes*; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

Several Landlords of Ground-rent attended with their Counsel, but the Tenants not appearing,

Ordered, That *Richard Hayes* acquaint the said Landlords, that the House thinks it not convenient to hear them in the Absence of their Tenants, and therefore have agreed to defer that Matter till a more convenient Time; but that this House will do nothing in this Affair without first acquainting them therewith.

The Bill, intituled, *An Act for supplying some Defects in the Law for the Relief of the Poor*, being, for better Dispatch of Business, and want of Time, read the third Time; the Question was put, that the said Bill be sent to the Governor, in order to be passed into a Law? *Passed in the Affirmative.*

The Bill, intituled, *An Act against unlawful Maintenance, Champerty, Embracery, and buying of Titles and pretended Rights*, was also read the third Time; and the Question being put, that the said Bill be sent to the Governor, in order to be passed into a Law? *Passed in the Affirmative.*

Ordered, That *David Lloyd, John Wood, Nathaniel Newlin, and Robert Jones*, be a Committee to attend the Governor this Evening at the Conference; and that they carry with them the Bills, intituled, *An Act for supplying some Defects in the Law for the Relief of the Poor*; and *an Act against unlawful Maintenance, Champerty, Embracery, and buying of Titles and pretended Rights*; and then the House adjourned till Eight a Clock To-morrow Morning.

The House met, &c.

Ordered, That the Bill for the Advancement of Justice, and the more certain Administration thereof, be ingrossed.

David Lloyd, from the Committee appointed to attend the Conference, reports, that they had attended the Governor according to Order; and that the Governor had proposed an Alteration to be made to the Address to the King, to which

the Committee thought fit to agree, and wherewith he acquainted the House, who approved of the same.

James Logan, on a Message from the Governor, brought to the House the Bill, intituled, *An Act for supplying some Defects in the Law for the Relief of the Poor*, with some Amendments; and also the Bill, intituled, *An Act against unlawful Maintenance, Champerty, Embracery, and buying of Titles and pretended Rights*; which said last mentioned Bill, he informed the House, the Governor thought to be of great Consequence; that without mature Consideration, and great Care in the Draught, might be prejudicial to many of the Inhabitants of this Province in their just Rights, and therefore proposed the deferring it till the next Meeting.

The House took into Consideration the Governor's Amendments to the Bill for supplying some Defects in the Law for the relief of the Poor; and, after some Debate, agreed to divers of them, and caused them to be inserted in the Bill.

Ordered, That *Edward Farnar*, and *Nathaniel Newlin*, wait upon the Governor, and deliver him the said Bill, with the Amendments as agreed to by the House.

The said Members returned, and reported, they delivered the Bills and the Amendments to the Governor; who read the same, and then delivered it to them again; and which they delivered to the Speaker.

Ordered, That the said Bill be ingrossed; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Petition of *Andrew Bradford*, setting forth, that he has been at a considerable Expence in finding out the right Method of making Lamp-black, and having compleated the same, desires Leave to bring in a Bill to prohibit all others from making Lamp-black for twenty Years, was read:

Ordered, That he attend the House at their next Sitting, and acquaint them at what Rates he can afford to sell it.

Joseph Wilcox brought to the House the Bill for vesting the House and Lot in *Philadelphia*, being the Estate and Inheritance of *William Clark*, late of *Lewes*, in the County of *Sussex*, in Trustees for Payment of his Debts, &c. the same being amended according to the Order of the House, which he delivered in at the Table.

Ordered, That the said Bill, with the Amendments, be read the third Time; which was done accordingly; and the Question being put, that the said Bill be sent to the Governor, on Order to be passed into a Law? *Passed in the Affirmative*.

Ordered, That *Thomas Watson*, and *John Sotcher*, wait upon the Governor with the said Bill for his Perusal; and also to desire to know when the House shall attend him with their Bills, in order to have them passed into Laws.

The said Members returned, and reported, that they delivered the said Bill to the Governor, who told them, he would peruse the same, and return it to the House as soon as possible, and also would send Word when he would be attended by the House.

The Governor, by his Secretary, sent to the House the said Bill for vesting the House and Lot in *Philadelphia*, being the Estate and Inheritance of *William Clark* of *Lewes*, in the County of *Sussex*, in Trustees for Payment of his Debts, &c. without any Amendment.

Ordered, That the said Bill be ingrossed.

A Motion being made, and the Question put, that an Agency be settled in *London*, for negotiating the Publick Affairs of this Province, especially to present an Address to the King, signed by the Governor and the Speaker of this Assembly and also to use Endeavors to obtain the royal Approbation to such of our Laws as shall be transmitted thither from Time to Time, and that the Governor and Council be desired to appoint an Agent for that Purpose? *Passed in the Affirmative*.

A Motion being made, and the Question put, that the Sum of *One Hundred and Fifty Pounds*, be issued out of the Treasury of this Province, by Order under the Speaker's Hand, for such an Agent, and to defray the necessary and contingent Charges of his Negotiation in the Premises? *Passed in the Affirmative*.

Ordered, That the Speaker (being a Member of Council) be desired to be one concerned, and present, at the settling the said Agency.

A Message from the Governor, by *Robert Asheton*, that the Governor is now in Council, and ready to receive the House, and expects their Attendance immediately: And accordingly the Speaker and the Assembly went to wait upon the Governor with the ingrossed Bills, in order to have them passed into Laws; and being returned, the Speaker assumed the Chair, and acquainted the House, that he had presented to the Governor several ingrossed Bills, to which he was pleased to give his Assent, and to pass them into Laws, the Titles whereof are as follows, *viz. An Act to supply some Omissions in a Law passed at the last Sessions of Assembly, held*

for this Province, intituled, An Act for raising a Duty upon Tonage of Ships and Vessels.

An Act for establishing a Ferry over Delaware, at the Falls.

An Act for continuing the Ferry from Bristol, in the County of Bucks, to Burlington, in the Western Division of the Province of New-Jersey.

An Act empowering the Justices to settle the Prices of Liquors in Public Houses, and Provender for Horses in Public Stables.

An Act for the Advancement of Justice, and more certain Administration thereof. And, An Act for vesting a House and Lot in Philadelphia, being the Estate and Inheritance of William Clark of Lewes, in the County of Sussex, in Trustees for Payment of his Debts, &c.

And that the Governor had appointed two of the Council, *viz. Isaac Norris, and James Logan*, to go with *Nathaniel Newlin, and Thomas Watson*, who were desired, on Behalf of the Assembly, to see the Great Seal, at the Rolls Office, affixed to the said Laws; and that the Governor had likewise made a Speech to the Assembly, whereof he had obtained a Copy, which was read, and is as follows, *viz.*

Mr. Speaker, and Gentlemen of the Assembly,

"THE valuable and wholesome Laws, which have been composed with so much Care by your diligent Application, and the great Temper and perfect Unanimity wherewith the Publick Affairs have been carried through all parts of the Administration of this Government for these twelve Month last past, must, doubtless, by this time, have convinced all the Men of Reason amongst us, of the many and great Advantages that such a Harmony secures to the common Weal.

You may be assured it will always be Matter of Conscience as well as Duty, with me, to promote the General Good and Interest of this Province, to the utmost of my Capacity, every where; and I hope the publick Advantage of my being sufficiently enabled to perform that Service will more and more daily appear, both to yourselves and your Constituents.

Gentlemen, I cannot but consider the great Confidence you have placed in my Opinion and Conduct as a most sincere Mark of your Affection to me, and my hearty Endeavours shall not be wanting to answer all your just Expectations; but having Ground to expect that you will give me another Opportunity of meeting you here again, as soon as the Season of Harvest, now at Hand, will conveniently permit, I shall refer what I have further to say until that Time. it being

my Desire to make the Publick Service as much consistent with all your other Affairs, and thereby easy to yourselves, as possibly can be contrived."

Ordered, That the Speaker do sign one or more Duplicates of the Address to the King, if presented to him by the Governor to sign.

Ordered, That *Joseph Wilcox* revise the Minutes of this Session, for which he shall be satisfied as immediate Service of the House; and that afterwards they be fairly transcribed by the Clerk, examined by the Speaker, and sent to the Coffee-house for publick View.

Nathaniel Newlin, and *Thomas Watson*, reported, they had seen the Great Seal affixed to the Laws now passed, as the House desired.

Ordered, That the Clerk do make out a Copy of the Laws for the Printer.

Ordered, That the Speaker issue an Order to the Provincial Treasurer for the Sum of *Eight Pounds* payable to *Maurice Lisle*, Clerk of this Assembly; which was done accordingly.

Ordered, That the Speaker issue an Order to the Provincial Treasurer for *Three Pounds*, payable to *Nicholas Rosogan*, Door-keeper of this Assembly; which was done accordingly.

Ordered, That *Joseph Wilcox*, and *Abraham Bickley*, do take Care to forward the Printing of the Laws passed this Assembly, and also such Laws, now in Force, as were passed by former Assemblies, and not yet printed; and the Speaker is desired to assist them therein.

And then the Question being put, that this House do adjourn till the fifteenth Day of *September* next? *Passed in the Affirmative*. And then the House adjourned till the fifteenth Day of *September* next accordingly.

THE House met pursuant to their Adjournment.

Ordered, That *Thomas Watson*, and *James Gibbons*, wait upon the Governor, and acquaint him, that the House is met according to Adjournment, and desire to know if he has any Thing to lay before them; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

Thomas Watson, and the other Member, appointed to wait upon the Governor, report, that they delivered their Message, according to Order; and that the Governor had told them, he had no new Matter to lay before the House.

The Speaker informed the House, that he, and some of the Members appointed to forward the Printing the Laws,

had several Times, been with the Printer, and pressed him to perform the same.

Ordered, That *Andrew Bradford* be sent for, to give the House his Reasons why he delays the Printing of the Laws: Who appearing, informed the House, That for want of some Laws that were passed by former Assemblies, which are expected to be printed, and must precede those that passed since, he could not proceed.

Ordered, That the Minutes from the Nineteenth of *May* be read forthwith; which was done accordingly.

Ordered, That *Nathaniel Newlin*, and *Joseph Bond*, wait upon the Governor, to desire to know if he has considered the Bill against unlawful Maintenance, and Champerty, &c. laid before him at the last Adjournment.

Ordered, That the Speaker be desired, with some other Members of the House, to overlook the Minutes, and take an Account what Bills, and other Business begun by this Assembly, remains yet unfinished.

Ordered, That the Committee appointed the Sixteenth of *January* last, to inspect the Accounts of the Treasurer and Collector, and to call upon the Prothonotary of the Provincial Court for an Account of all the Fines and Forfeitures estreated, and come to his Hands, be continued to finish the Business to them referred.

Nathaniel Newlin, and *Joseph Bond*, returned, and reported. they had delivered their Message to the Governor, according to Order; and that he had told them, the Bill should be sent to this House this Afternoon.

The Speaker informed the House, that the Governor had laid before him two Duplicates of the Address to the King, which (according to the Order of the House) he had signed.

Ordered, That *Jeremiah Langhorne*, and *Robert Jones*, wait upon the Governor, and acquaint him, that the House desire to know what Care has been taken to settle an Agency for this Province in *Great-Britain*, and who the Agent is; and whether the Address to the King, signed by the Speaker, is sent Home, and to whom? Who returned, and acquainted the House, that they had delivered their Message to the Governor, according to Order; who had informed them, that the Address was sent Home quickly after the last Adjournment to one of the Secretaries of State; and that he had writ Home, to be advised of a fit Person for the said Agency; but had on Answer as yet.

Ordered, That *David Lloyd*, *Jeremiah Langhorne*, *Richard Hayes*, and *John Wood*, be a Committee to take and settle all

Accounts for immediate Services of this Assembly; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

David Lloyd, from the Committee of Accounts for immediate Services of this Assembly, reports, that they have made some Progress in the Matter to them referred; but not having all the Accounts brought in, they desired Leave to sit again; which is granted.

A written Message from the Governor, by his Secretary, was brought to the House, and read, which is as followeth, *viz.*

Mr. Speaker, and Gentlemen of the Assembly,

“THE Form of a Law against unlawful Maintenance, and the Purchasing of pretended Titles, which you recommend to my Perusal, seem to deserve mature Consideration, and ought to be very judiciously advised; and since I cannot prudently take that whole Burden upon myself, I must desire you will please to give the Gentlemen of the Council some reasonable Time to examine the Draught, and to give you their Opinions of it.

I, for my Part, am ready to pass this or any Law which you shall judge to be for the Country's Advantage; only upon your Account, as well as mine, I wish that this particular may be expedite with such Caution as that no Reflection can possibly be thrown hereafter either upon me or your House.”

And then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

David Lloyd, reported, that the Committee of Accounts, for immediate Service, had not had in all the Accounts, and therefore desired Leave to sit again; which is granted.

Joseph Wilcox, from the Committee appointed to inspect the Treasurer's and Collector's Accounts, and to enquire of the Prothonotary about the Fines and Forfeitures, reported, that they had demanded of the said Prothonotary the said Account, who answered that the Accounts of the Estreats, in the Counties of *Chester* and *Bucks*, were not come to his Hands; and that the Collector, not knowing he should be now called to an Account, was not ready, but would attend the Committee when they meet again.

The Speaker also acquainted the House, that he with the other Members appointed to inspect the Minutes, had made some Progress therein, but not having finished the same, desired further Time to proceed therein; which is granted.

Ordered, That *Richard Hayes*, and *Joseph Bond*, wait upon the Governor, and desire his Answer to the Bill against un-

lawful Maintenance, Champerty, &c. for that this House is desirous to have the same passed this Session, in order to be printed with the rest of the Laws; and that they inform the Governor, that the said Bill agrees in Substance with the Statute; and therefore hope there will be less occasion for Amendments, and that they desire the Governor to send to this House a Copy of the Minutes of Council about the Agency.

The said Members returned, and acquainted the House, that they had waited on the Governor, and delivered their Message, according to Order; and that the Governor had told them, that if the Bill was now sent him from the House, he would call his Council to consider of it; and that he would send the House a Copy of the Minutes of Council about the Agency.

Ordered, That the said Members carry the said Bill to the Governor forthwith; and then the House adjourned till Four a Clock this Afternoon.

The House met, &c.

David Lloyd, from the Committee appointed to take and settle the Accounts for immediate Service of Assembly, reported, that they had made some further Progress therein, but that all the said Accounts were not yet laid before them, and therefore desired further Time to proceed in the said Business; which is granted.

Joseph Wilcox, from the Committee appointed to inspect the Treasurer's and Collector's Accounts, &c. reports, that they had made some Progress in examining the Collector's Accounts, and find them so far very just and fair; but that the Treasurer being out of Town, they could do nothing with him; and that the Prothonotary promised to draw out a Copy of the Estreats of the Fines and Forfeitures returned to his Office.

Ordered, That the said Committee be continued, and that the Treasurer do attend them To-morrow Morning; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

Jeremiah Langhorne, from the Committee appointed to take and settle Accounts of immediate Services in Assembly, reported, that they had received and settled several Accounts, viz.

<i>Thomas Todd's</i> Account for Glazier's Work	£ 1	3	4½
<i>Thomas Stapleford's</i> Account for a Chest			
Lock, &c. for the Publick Papers,	1	19	6
<i>David Lloyd's</i> Account for drawing Bills, and			
divers other Services for Assembly,	23	8	0

Maurice Lisle's Account for Clerkship to this Assembly, 23 15 0

Joseph Wilcox's Account for drawing Bills, and regulating the Minutes, 5 0 0

And that sundry other Accounts were laid before the Committee, which do not relate to immediate Service of this Assembly, *viz.*

Charles Brockden's Account, amounting to .. 49 5 1½

Edward Farmar's Account of Liquors and Goods delivered the *Indians*, the Ballance where- of is *Sixteen Pounds Sixteen Shillings and Eleven-pence;* } 16 16 11

Both which Accounts the Committee refers to the Consideration of the House.

Charles Brockden's Account for publick Services, from the Year 1713, to this Time, having been laid before the Committee, and by them referred to the Consideration of the House, was read, and ordered to be read again this Afternoon.

Ordered, That the Master of the Rolls do not put the Great Seal to any Commissions for the future, but such as shall be ingrossed on Parchment; and that he bring in his Account of publick Service to the Assembly yearly; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Question was put, that *Joseph Wilcox's* Account, for immediate Service of this Assembly, as reported by the Committee, be allowed by the House? *Passed in the Affirmative.*

The Question was put, that *David Lloyd's* Account, as reported by the Committee, be allowed by the House? *Passed in the Affirmative.*

The Question was put, that *Maurice Lisle's* Account, as report by the Committee, be allowed by the House? *Passed in the Affirmative.*

Charles Brockden's Account, for publick Services from the 18th of the *Third Month*, 1713, to the 12th of *September*, 1718, amounting to the Sum of *Forty-nine Pounds, Five Shillings, and One Penny Half-penny*, being considered by this House, the Question was put, that the said Account be allowed? *Passed in the Affirmative.*

The Speaker laid before the House an Account of what Business appeared upon the Journal to be yet unfinished, which was read.

Ralph Asheton's Account as Clerk of the Council for the Year 1718, and sundry other publick Services, amounting to

the Sum of _____ being presented to the House, was read.

Ordered, That the Committee of Accounts, of immediate Services, &c. do examine the said Account, and report it To-morrow Morning; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

Joseph Wilcox, from the Committee appointed to inspect the Accounts of the Treasurer and Collector, reports, that they had got an Account out of the Collector's Books of what Money appeared to be risen on the several Duties and Excise, imposed by Acts of this Assembly; which Account he delivered to the Speaker, who ordered the same to be read, which was done accordingly.

The Governor, by *Ralph Asheton*, sent to the House the Minutes of the Council, about settling an Agent in *Great-Britain*, for the Publick Service of this Province, which he delivered to the Speaker, who ordered the same to be read; which was done accordingly.

Ordered, That *Robert Jones*, and *Richard Hayes*, wait upon the Governor, and desire to know if the Laws passed by this Assembly be transmitted Home with the Address; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

Robert Jones reports, that he, with the other Members appointed to wait upon the Governor, attended him with their Message accordingly; and that the Governor had informed them, that the Laws were not sent Home; but that they should be sent with the first Opportunity, if the House thinks fit.

The Governor, by his Secretary, sent to the House the Bill against unlawful Maintenance, Champerty, &c. and also a written Message, which he delivered to the Speaker, who ordered the same to be read, and is as followeth, *viz.*

Mr. Speaker, and Gentlemen of the Assembly,

"I DO not find that the Gentlemen of the Council, will at Any Time, be ready to agree with the Opinion of this Assembly, that a Law against unlawful Maintenance, and Champerty, will be of some Use and Advantage to this Province: wherefore no Body has any Reason to doubt either the Council's Good-will or mine for the Passing of such a Law.

Yet, nevertheless, it is conceived that a Law of this Nature ought to be deliberately and leisurely advised upon, with

some or all the Gentlemen of Character who profess the Law in this Place.

It will therefore, in my humble Opinion, be most prudent, as well as give the greatest Satisfaction, that the Passing of this Law be deferred until the next Opportunity; when, you may be assured, it shall, upon your Recommendation, be particularly acceptable to me."

The House took into Consideration the Resolve of this House of the Twenty-seventh of *May* last, for augmenting the Attorney-General's Salary above the *Forty Pounds* allowed him by the last Assembly for that Service the 23d of *August*, 1717; and, after some Debate thereupon, the Question was put, that the sum of *Twenty Pounds* be allowed the Attorney-General, *Andrew Hamilton*, out of the Publick Treasury of this Province, as an Augmentation to the said Salary.

Ordered, That the Speaker do issue an Order to the Provincial Treasurer, payable to the said *Andrew Hamilton*, for the Sum of *Twenty Pounds*.

Ordered, That *Abraham Bickley*, and *Robert Jones*, wait upon Governor, and acquaint him, that it is the Request of this House, that the Laws, and especially the Law for *Advancement of Justice*, be transmitted Home with all possible Speed.

The said Members returned, and report, they delivered their Message to the Governor, according to Order; who had told them, that if possible the Laws could be got copied, they should be sent Home by the Ship *London-Hope*, *John Annis Master*, for *London*; but that the Law for *Advancement of Justice* should go without Fail.

Ordered, That the Speaker sign Tickets to the Members for their Services in this Assembly; which was done accordingly.

Ordered, That the Clerk sign a Ticket to the Speaker for his Service this Assembly, being *Forty-five Days*, at *Ten Shillings per Day*, amounting to *Twenty-two Pounds*, *Ten Shillings*; which was done accordingly.

Ordered, That the Speaker do sign Orders (to the following Persons) on the Treasurer for the Payment of their several Sums, being allowed for the immediate Service of this Assembly, &c. viz.

To <i>Thomas Todd</i> ,	£	1	3	4½
To <i>Thomas Stapleford</i> ,		1	19	6
To <i>David Lloyd</i> ,		23	8	0
To <i>Maurice Lisle</i> ,		23	15	0

To <i>Joseph Wilcox</i> ,	5	0	0
	<hr/>	<hr/>	<hr/>
	£ 55	5	10½

Maurice Lisle, delivered in his Account of Attendance as Clerk of the Assembly, and for Paper, &c. amounting to the Sum of *Fifteen Pounds, Thirteen Shillings, and Eleven-pence*, of which he has received, by an Order on the Treasurer, dated the 31st of *May*, 1718, *Eight Pounds*, and the Ballance due to him being *Seven Pounds, Thirteen Shillings, and Eleven-pence*.

Ordered, That the Speaker do issue an Order to the Provincial Treasurer, payable to the said *Maurice Lisle*, for the said Sum of *Seven Pounds, Thirteen Shillings, and Eleven-pence*.

Nicholas Rosogan delivered in his Account of Attendance as Door-keeper to this Assembly, amounting to the Sum of *Six Pounds, Five Shillings, and Six-pence*, of which he has received, by Order on the Treasurer, dated the 31st of *May*, 1718, *Three Pounds*, and the Ballance due to him being *Three Pounds, Five Shillings, and Six-pence*,

Ordered, That the Speaker issue an Order to the Provincial Treasurer, payable to the said *Nicholas Rosogan* for the said Sum.

Ordered, That the Speaker do sign the Minutes or Journal of this Assembly; and then the House adjourned till the Twenty-ninth Instant, at Three a Clock in the Afternoon.

Signed by Order of the House, as above,
WILLIAM TRENT, Speaker.

At an ASSEMBLY held in PHILADELPHIA, the Fourtcenth Day of OCTOBER, ANNO DOMINI, 1718.

The Names of the Representatives of the Freemen of the Province of *Pennsylvania*, elected to serve in Assembly for the ensuing Year, according to the Returns of the Sheriffs of the respective Counties of *Philadelphia, Chester and Bucks*, and the City of *Philadelphia*, Viz.

Philadelphia County. *Chester County.* *Bucks County.*

<i>Robert Jones,</i>	<i>David Lloyd,</i>	<i>William Biles,</i>
<i>Edward Farmar,</i>	<i>Richard Hayes,</i>	<i>Thomas Stevenson,</i>
<i>Richard Hill,</i>	<i>Nathanial Newlin,</i>	<i>Jeremiah Langhorne,</i>
<i>William Fishbourn,</i>	<i>John Wright,</i>	<i>John Sotcher,</i>
<i>Clement Plumsted,</i>	<i>James Gibbons,</i>	<i>Joseph Bond,</i>
<i>Morris Morris,</i>	<i>Henry Lewis,</i>	<i>William Paxton,</i>
<i>Jonathan Dickinson,</i>	<i>William Lewis,</i>	<i>Joseph Kirkbride,</i>
<i>Speaker.</i>		

Matthias Holston. *Henry Oburn.* *John Swift.*

City of Philadelphia.

Israel Pemberton, Isaac Norris.

A QUORUM of the said Representatives being met, as the Law and Charter of Privileges direct, proceeded to choose their Speaker; and *Jonathan Dickinson, Esq;* was elected, *Nemine Contradicente*, Speaker of this Assembly, who has accordingly placed in the Chair.

Ordered, That *Nathaniel Newlin, Thomas Stevenson,* and *William Fishbourn,* wait upon the Governor, and acquaint him, that a Quorum of the Representatives are met, have chose their Speaker, and desire to know when he will be pleased to be attended by the House, in order to present him: Who returned, and acquainted the House, that they delivered their Message to the Governor, according to Order; and that he had appointed To-morrow Morning, at Ten a Clock, for the Assembly, to present their Speaker.

Ordered, That Qualifications be prepared by the Clerk, to be taken and subscribed by the Members of this Assembly; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

Ordered, That *Edward Farmar,* and *Thomas Stevenson,* wait upon the Governor, to acquaint him, that the House is met, and ready to attend him with their Speaker; Who returned, and report, they deliverd their Message to the Governor, according to Order; who let them know, that as soon as his Council came together, he would send the House Notice to attend him.

The Governor, by *Ralph Asheton,* Clerk of the Council, acquainted the House, that he is now ready to receive them: And Accordingly the Assembly went to wait upon the Governor, and to present their Speaker, who was pleased to approve of him; and being returned, the Speaker assumed the Chair, and reported, that the Governor had been pleased

to make a Speech to the Assembly, of which he had obtained a Copy.

Ordered, That the same be read when the Speaker and the Members have taken the Qualifications as the Law directs.

The several Members following took and subscribed the Test of Allegiance and Supremacy, settled by an Act of Assembly of this Province, passed in the Fourth Year of the Reign of Queen ANNE, intituled, *An Act to ascertain the Number of Members of Assembly, and to regulate the Elections*, viz. *Jonathan Dickinson, Esq; Speaker, Robert Jones, Edward Farmar, William Fishbourn, Richard Hill, Clement Plumsted, Morris Morris, Matthias Holston, Israel Pemberton, David Lloyd, Richard Hayes, Nathaniel Newlin, James Gibbons, Henry Lewis, Henry Oburn, Thomas Stevenson, Jeremiah Langhorne, John Sotcher, Joseph Bond, William Paxton, Joseph Kirkbride, and John Swift*, and took their Seats in the House; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

John Wright, and *William Lewis*, chosen to serve in Assembly for *Chester County*, craved to be admitted to subscribe the Qualification, allowed in former Assemblies to such as conscientiously scruple to take the solemn Affirmation, formerly allowed in *Great-Britain*; which, after some Debate, was allowed, and the said two Members were qualified accordingly, and took their Seats in the House.

The Governor's Speech, according to Order, was read, and is as follows, viz.

Mr. Speaker,

"THE Modesty and Candour of your Deportment for many Years, in Publick Business, has, at this Time, in the two most eminent Stations, justly determined the Choice both of the City and Country in general, and this flourishing City in particular upon you, Sir.

And from this good Beginning, I promise myself, that by your prudent Example and Conduct, they will at last be persuaded, heartily to unite in all such Matters as plainly tend to the Honour and Advantage of this Province.

Gentlemen, I know it is usual with you to adjourn yourselves for a short Time at this Season; so that I shall not trouble you further now, but refer such Matters as I have to lay before you until you can more conveniently meet to sit upon Business."

An then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

Ordered, That *Clement Plumstead*, and *Jeremiah Langhorne*, wait upon the Governor, and acquaint him, that the House have qualified themselves according to the Laws of this Province, and desire to know if he has any other or further Qualification to propose; and that they desire the Governor will please to favour the House with the Acts of Parliament, First GEORGII, Sixth ANNAE, and Seventh and Eight GULIELMI.

The said Members returned and reported, they delivered their Message to the Governor according to Order; and that he was pleased to say, he was of Opinion, that the House should take and subscribe the Oath or Attest of Abjuration prescribed by the Act of Parliament, First GEORGII, because it is the Practice of the House of Commons in *England*, and the Plantations, so to do upon any new Entrance upon publick Business, or into any Place of Trust, and also brought the said Statutes; and, after some Debate, the following Members took and subscribed the Attest of Abjuration, *viz. Jonathan Dickinson*, Esq; Speaker, *Robert Jones*, *Richard Hill*, *William Fishbourn*, *Clement Plumsted*, *Morris Morris*, *Israel Pemberton*, *David Lloyd*, *Richard Hayes*, *Nathaniel Newlin*, *John Wright*, *James Gibbons*, *Henry Lewis*, *William Lewis*, *Henry Oburn*, *Thomas Stevenson*, *Jeremiah Langhorne*, *John Sotcher*, *Joseph Bond*, *William Paxton*, and *Joseph Kirkbride*.

Maurice Lisle was appointed Clerk of this Assembly, and enjoined Secrecy, and the due Execution of his Office.

Nicholas Rosogan was appointed Door-keeper to this Assembly; and then the House adjourned till Two a Clock this Afternoon.

The House Met, &c.

A Motion being made, and the Question put, that this House do adjourn to the fifteenth Day of *December* next? *Passed in Affirmative*.

The Persons following subscribed the Oath of Abjuration, *viz. Edward Farmar*, *Matthias Holston*, and *John Swift*.

Ordered, That *William Fishbourn*, and *Nathaniel Newlin*, wait upon the Governor, to give him the Thanks of this House for his favourable Speech; and that they acquaint him with the proposed Time of Adjournment: Who returned, and acquainted the House, that they deliver'd their Message

to the Governor, according to Order; who received kindly the Thanks of the House, and agreed to the proposed Adjournment.

Ordered, That the Speaker issue Orders to the absent Members to attend the Service of this Assembly at the next Meeting; which was done accordingly; (accordingly) and then the House adjourned till the fifteenth Day of *December* next, at Three a Clock in the Afternoon.

THE House met pursuant to their Adjournment.

Ordered, That *Thomas Stevenson*, and *John Wright*, wait upon the Governor, and acquaint him, that the House is met according to Adjournment, and are ready to receive what he shall please to lay before them, and made their Report to-morrow Morning; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

Thomas Stevenson and *John Wright* report, that they delivered their Message to the Governor, according to Order: who was pleased to answer, that he would call his Council this Morning, and desired the House would then attend him.

Isaac Norris, chosen to serve in Assembly for the County of *Philadelphia*, appeared, and having read and subscribed the Tests and Allegiance and Supremacy (and of Abjuration) as the Law directs, took his Seat in the House.

Ordered, That the Rules practised by the last Assembly, be read, which was done accordingly; and the same being considered, and an Amendment made to the Nineteenth and Twentieth Rules, and the Question being put, whether the same, as now amended, shall be Rules for this Assembly? *It passed in the Affirmative*.

The said Rules now stand as followeth, *viz.*

19. That the Door-keeper always ring the Bell exactly at the Time of Adjournment.

20. That those Members who do not appear within Half an Hour after the Assembly Bell ceases to ring, shall pay *Eight-pence*, and *Eight-pence* an Hour for every Hour's Absence afterwards, unless they can show Cause to the Satisfaction of the House for the same, which shall be determined by an immediate Vote.

A Message from the Governor, by *Ralph Asheton*, Clerk of the Council, that the Governor is in Council, and ready to receive the House:

Resolved, That this House will attend the Governor forthwith; and then the Speaker adjourned the House to wait upon the Governor, who, with the House, attended the Governor accordingly: And being returned, the Speaker resumed

the Chair, and reported, that the Governor had made a Speech to the Assembly, and delivered him a Copy thereof, which was read, and is as follows, *viz.*

Mr. Speaker, and Gentlemen of the Assembly,

"THE melancholy News of the Proprietary's Death would have obliged me to have called you immediately together, had it not been the unanimous Opinion of the Council, that my continuing the Administration of the Government, in all its Parts, was not only warranted, but also directed by an Act which had received the royal Sanction.

Nevertheless, when you have considered that Minute of the Council, which I have ordered to be now laid before you, I shall likewise be glad to have the Sentiments of your House upon that Resolution: wherein I think it will be convenient that we all agree.

Gentlemen, if it be granted, as I think it must, that a Governor is a necessary Agent, to be continually employed, in providing for the Protection, Safety and Ease, of all the People in the Government, it will then follow, that such a Service in this populous Place cannot be duly performed without a considerable Charge, and the whole Expense of One's Time, even with diligent Application.

And since you are the proper Judges how far I have done my Duty in these Particulars, I take Leave to put you in mind that the Supplies, which have been granted, by former Assemblies, for the particular Support of my Family, are now actually exhausted, and the Time, for which they were supposed to be given, is expired ever since the Month of *October last.*

I shall conclude with recommending a friendly Temper and Unanimity to you in all your Proceedings; and whatsoever else occurs to me of Business, shall be communicated to you by Way of Message."

And the Minute of Council, of the third of *November last*, mentioned in the said Speech, was also read, and ordered to remain on the Files of the House.

Ordered, That the Governor's Speech be read again this Afternoon, and consider'd.

Ordered, That *Clement Plumsted*, and *William Fishbourn*, do acquaint the Treasurer and Collector of the Impost, &c. that they attend this House, at Three a Clock this Afternoon, with their Accounts of the Publick Money; and then the House adjourned till Two a Clock this Afternoon.

The House met, &c.

The Governor's Speech was, according to Order, read again : and the Law of this Province, intituled, *An Act for better securing the Administration of the Government*, was also read, and after some Debate thereon,

Resolved, That an Address be drawn up in Answer to the Governor's Speech.

Ordered, That *David Lloyd, Richard Hill, Isaac Norris*, and *Joseph Kirkbride*, do prepare and bring in the same.

William Fishbourn, and *Clement Plumsted*, report, that they had spoke to the Treasurer and Collector, who said they would attend according to the Order of the House.

Ordered, That *Clement Plumsted, Israel Pemberton, William Fishbourn, John Wright*, and *Jeremiah Langhorne*, be a Committee to examine and settle the Accounts of the Publick with the Treasurer and Collector of the Impost, &c.

The Treasurer and Collector appeared, and were ordered to get their Accounts ready, and lay them before the Committee To-morrow Morning.

The Petition of *Peter Worrall*, Serjeant at Arms, was presented to the House, and read.

Ordered, That *John Swift, Nathaniel Newlin*, and *Thomas Stevenson*, do call upon *Andrew Bradford*, Printer, for the printed Books of Laws, he is to deliver by his Agreement with the last Assembly ; and then the House adjourned till Two a Clock To-morrow Afternoon.

The House met, &c.

John Swift, and the other members appointed to call upon the Printer for the Books of the Laws, report, that the Printer desires the House to order what Quantity of Books they judge he ought to deliver, pursuant to his Bargain, and he will bring them in accordingly.

Jeremiah Langhorne, from the Committee of Accounts, reports, that they had made some Progress in the Matter to them referred, but could not, as yet, finish the same, and therefore desired further Time.

Ordered, That they make their Report To-morrow at Three a Clock in the Afternoon.

The Committee, according to Order, brought to the House the Address to the Governor, which was delivered in at the Table, where the same was read, and considered, and, with some proposed Amendments, recommitted to them ; and then the House adjourned till Nine a Clock To-morrow Morning,

The House met, &c.

David Lloyd, and the appointed Committee, brought to the House the Address to the Governor, with the Amendments,

which he delivered in at the Table, where the same was read, and debated, and, after some further Amendments, agreed to by the House.

Ordered, That the same be transcribed by the Clerk, signed by the Speaker, and sent to the Governor, which is as follows, *viz.*

To the Honourable WILLIAM KEITH, Esq; Lieutenant-Governor of the Province of *Pennsylvania*, &c.

The ADDRESS of the Representatives of the Freemen of the said Province, in Assembly met, in Answer to his Speech of the 16th Instant.

May it please the GOVERNOR,

THIS House is deeply touched with the sorrowful News of the Death of our late Proprietary and Governor in Chief, and we are very apprehensive of the Loss this Province may sustain thereby; but the Measures which the Governor and Council took upon that Emergency, in continuing the Administration of the Government as the Act of Assembly directs, is so agreeable to our Sentiments, that we can do no less than express our great Satisfaction therewith, and unanimously return our hearty and grateful Acknowledgments of the Governor's Care and Concern for the Welfare of this Colony manifested in that Instance, as well as in the general Course of his Proceedings in Government.

We have not fully examined the State of the Public Accounts, so as to reduce the Funds to a Certainty, therefore cannot, as yet, be particular in Answer to the latter Part of the Governor's Speech, but crave Leave to assure the Governor, that we have a due Sense of our Duty in respect to the Support of his Administration, and hope to acquit ourselves accordingly.

By Order of the House,

JONATHAN DICKINSON, Speaker.

December 18, 1718.

Ordered, That *Thomas Stevenson, Edward Farmar, Richard Hayes*, and *Israel Pemberton*, do present the same to the Governor: The said Members return and report, they delivered the Address to the Governor, according or Order, who favourable received the same.

Ordered, That *Nathaniel Newlin*, and *John Swift*, inform the Printer, that this House demand, upon his Contract with the last Assembly, Seventy-two printed Books of the Laws, and will take ten more, for which he shall be satisfied; and

that he bring that Quantity, *viz.* Eight-two Books, immediately to this House: Who returned and report, that the Printer was satisfied with the Order of the House, and promised to comply therewith; and that he desired them to acquaint the House, he humbly requested to be continued in the Service for this Assembly, on the same Conditions he served the Last; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

Ordered, That *Richard Hayes*, and *Thomas Stevenson*, wait upon the Governor, and acquaint him, that the House desire to know what Proceedings are made about the Agency in *London* upon the Order of the last Assembly; and also to be informed whether he hath had any Orders or Advices from the Crown, or the Proprietary's Heirs or Executors, since his Decease, or from the Agents (if any) relating to the Publick Affairs of this Province.

Jeremiah Langhorne, from the Committee of Accounts, reports, that the Committee had made some further Progress in examining the Treasurer and Collector's Accounts, but that they had not finished the same; and therefore desired further Time to proceed therein.

Ordered, That the said Committee fully settle the said Accounts with the Treasurer, and bring a Duplicate thereof under his Hand, together with what Vouchers he hath for the same, To-morrow by Two a Clock in the Afternoon.

Richard Hayes and *Thomas Stevenson*, report, that they delivered their Message to the Governor, according to Order; and that he was pleased to answer, he had given the last Assembly an Account of what was done about the Agency; and that he had lately received a Letter from the Proprietary's Widow, which he would lay before the House To-morrow by Way of Message; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Governor, by his Secretary, sent to the House a written Message, together with a Letter from the Proprietary's Widow, and a Copy of the Governor's Answer thereto; also a Copy of two anonymous Letters sent to the Lords of Trade and Plantations, and a Copy of *Joshua Gee's* Answer thereto, in Behalf of the Proprietary and the Mortgages; also a Copy of the Governor's Letter to *Joshua Gee* on that Subject; which were read, and the said written Message is as follows, *viz.*

Mr. Speaker, and Gentlemen of the Assembly,

"IN Answer to your Message of Yesterday, you will find, "upon the Journal of the last Assembly, dated the 19th Day

of *September*, that I sent them a Copy of the Minute of Council, relating to the Agency, which is all that I yet know of that Matter; and herewith I send you the Honourable Mrs. Penn's original Letter to me, giving an Account of the Proprietary's Death, &c.

But that you may still be more fully convinced that I keep no Reserve with you, neither have I any Interest in View, which can be separated from yours, I likewise send you the Copies of two Letters of Complaint, which had been delivered to the Lords of Trade, against the Proceedings of former Assemblies in this Province; with Mr. *Joshua Gee's* Defence, and my Answer to him on that Subject; because I understand it is surmised in the County, as if I had already received Powers of Government from *Great-Britain* since the Proprietary's Death; I think it proper to assure you, that there is not any Ground for that Report; and so soon as any such Powers shall come to my Hands, either from the Crown, the late Proprietary's Family, or the Mortgages, you may depend on it, that the Assembly shall be forthwith acquainted therewith.

The full Approbation of my Conduct, which you were pleased to express in your affectionate Address of Yesterday, gives me a great Deal of Satisfaction; and it will always be a Pleasure to me effectually to serve and promote the Interest and Prosperity of the People of this Province, whom you represent."

WILLIAM KEITH.

December 19, 1718.

The Petition of *Thomas Tress, Hugh Tress, Joshua Tress*, and other, praying Leave to bring in a Bill for vesting certain Houses and Lots in the City of *Philadelphia*, late the Estate of *Margaret Tench*, Widow, and *Sarah Quarry*, Widow, in Trustees for Sale, in order to divide the same, according to the Directions of the last Wills and Testaments of the said *Tench* and *Quarry*, was presented to the House, and read, and ordered to be read again.

The Petition of *Rebecca Richardson*, Relict of *William Clark*, junior, setting forth her Reasons and Allegations against a certain Act passed by the last Assembly, intituled, *An Act for vesting the House and Lot of Ground, lying in Philadelphia, late the Estate and Inheritance of William Clark of Lewes, in the County of Sussex, deceased, in Trustees, to be sold for the Payment of his Debts, &c.* and praying that the

said Act may be revealed; was presented to the House, and read, and ordered to be read again.

Jeremiah Langhorne, from the Committee of Accounts, reports, that, by Reason of some Difficulties, they did not see, at their last Report, they could not finish the Business they had in Charge; but desired to have further Time to proceed therein.

Ordered, That they make their Report To-morrow Morning.

The Petition of *Charles Brockden*, praying to have an Order on the Treasurer for the Sum of *Forty-nine Pounds, Five Shillings, and One Penny Halfpenny*, being so much allowed him by the last Assembly, was read.

Ordered, That the Speaker forthwith issue an Order on the Treasurer, payable to the said *Charles Brockden*, for the said Sum; which was done accordingly.

The House being informed that some Persons, unacquainted with our Laws, have spread a Report, that the Governor hath not Power to join with the Assembly in Legislation, since the Death of the Proprietary; and the House taking the same into Consideration.

Resolved, N. C. D. That by the Law of this Province, intituled, *An Act for the better securing the Administration of the Government*; the Governor can, and may, in Conjunction with the Assembly, act in Legislation, and is fully vested with all the Powers of Government, in all Respects, as when the Proprietary was alive.

The House taking into Consideration the latter Part of the Governor's Speech, came to the following Resolve.

Resolved, N.C.D. That the Sum of *Five Hundred Pounds* be presented to the Governor, *William Keith*, Esq; for his present Supply; and that an Order be forthwith issued, under the Speaker's Hand, to the Treasurer for the Payment of the same, after the Orders already issued are paid: Which Order was issued accordingly.

Ordered, That the Speaker wait upon the Governor with the said Order.

Resolved, N.C.D. That the Sum of *Seventy-five Pounds* be paid out of the Treasury of this Province to *David Lloyd*, Esq; Chief Justice, for his present Supply; and that Orders be forthwith issued under the Speaker's Hand to the Treasurer for Payment of the same, after the Governor's *Five Hundred Pounds* is paid; which Order was issued accordingly.

Resolved, That the Sum of *Sixty Pounds* be paid to *Andrew Hamilton*, Esq; Attorney-General, out of the Publick Stock of this Province, for the ensuing Year, if he accepts thereof,

to execute that Office, and to be paid by Order issued forth-with under the Speaker's Hand on the Treasurer, *viz. Thirty Pounds* thereof to be paid after the Chief Justice's *Seventy-Five Pounds* is paid, and the rest when the other Orders, issued by this Assembly, are paid; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Speaker reports, that he delivered the Order to the Governor; who returned the House his hearty Thanks for the same.

The Printer, according to Order, brought to the House **Eighty-two** Books of the Laws, which were dispersed for the Use of the Members of the last Assembly and this, and such Magistrates, &c. as are not supplied by being Assembly-men, as follows, *viz.* To *John Sotcher*, for *Bucks County*, **Sixteen**; to *Nathaniel Newlin*, for *Chester County*, **Twenty-three**; to the Members of *Philadelphia City and County*, and others, **Forty Two**; and, to the Clerk of this Assembly **One**.

Ordered, That the Speaker issue an Order on the Treasurer, payable to *Andrew Bradford*, Printer, for the Sum of *Thirty-two Pounds*, being *Thirty Pounds* to Compleat the Agreement of the last Assembly, and an additional Charge of *Forty Shillings* for ten Books more, which was done accordingly.

A Motion being made, and the Question put, that this House do adjourn till the Ninth Day of *February* next? *Passed in the Affirmative.*

Jeremiah Langhorne, from the Committee appointed to examine and settle the Publick Accounts with the Treasurer and Collector, delivered to the House the following Report in Writing, which he read, and afterwards delivered the same to the Speaker; they also brought the Treasurer's Account to the Publick Stock to this Day, signed under his Hand, together with the Vouchers to the said Treasurer's Account; which Report is as follows, *viz.*

Philadelphia, the 20th of the *Tenth Month*, 1718.

THE Committee appointed to examine and settle the Publick Accounts, report, That they have carefully examined the Accounts of the Impost Duty on *Negroes*, and Tonnage on Vessels, and find that *Owen Roberts*, the Collector, hath received and secured, on Account of the Impost and Duty on *Negroes*, from the 13th Day of June, 1715, to the 3d day of August, 1718, clear of all Charges, the Sum £2226 4 8

And on Account of the Tonnage, from the	}	127	8	1
22d of May, 1718, to the 7th of November,				
1718.				

Total received on Account of the Impost,
Duty and Tonage is,

2353 12 9

Of which the Sum of *One Thousand, Eight Hundred and Eighty-one Pounds, Four Shillings and Three-pence*, is paid at sundry Times into the Hands of the Provincial Treasurer, and the remaining Sum of *Four Hundred and Seventy-two Pounds, Eight Shillings, and Five-pence Farthing*, is outstanding, viz.

On Bonds, as *per List* exhibited, £ 334 4 9

On sundry unsettled Accounts, which we esteem as Cash in his Hands, 139 3 8¼

£ 473 8 5¼

We cannot make a full Report of the State of the Excise, the Difficulty of collecting and settling with the Persons having rendered the Officer unable to settle that Account; but by the best Judgment we can make, there is due for Excise, for the last nine Months, about the Sum of *Three Hundred Pounds*, Part of which is in the Hands of the Collector, and Part outstanding; but the exact Sum we cannot report until those Accounts are more perfect.

We have also examined the Treasurer's general Account, and by the State of which it appears, there is due from the Province to the Treasurer the Sum of *Five Hundred and Sixteen Pounds, Fourteen Shillings, and Nine-pence*, allowing all the Articles of Debt charged by the Treasurer, which we find mostly grounded upon Authority of Law, and Orders issued from the House of Assembly, and the Orders for Payment are given up to us (all of which we lay before the House) except those undermentioned.

In the Treasurer's Account the Province is debted *Fifty-four Pounds and Three-pence*, paid *Thomas Wilson*, as *per* an Order of the Assembly; but the Treasurer cannot find the Order for that Sum, nor do we find, by examining the Journals of the House, any such Sum hath been ordered: But in searching the Journal, we find two Orders issued in Favour of *Thomas Wilson*, which are not charged in the Treasurer's Account, amounting to *Fifty-three Pounds, Six Shillings, and Nine-pence, viz.*

First, the 26th of the *First Month*, 1714-15, for £ 40 0 0

Second, the 28th of the *Third Month*, 1715, for 13 6 9

53 6 9

And the Treasurer supposing the said *Fifty-four Pounds and Three-pence* to be paid in Consideration of the said two

Orders that makes *Fifty-three Pounds, Six Shillings, and Nine-pence*, we believe it to be our Duty to lay the same specially before the House for their Judgment therein.

The Orders charged by the Treasurer in his Account, and not delivered up are, *viz.*

<i>Thomas Wilson</i> for	£	54	0	3
Governor <i>Gookin</i> ,		100	0	0
Ditto,		200	0	0
<i>Robert Asheton</i> ,		15	0	0
<i>Thomas Wilson</i> ,		16	17	0
<i>Ralph Asheton</i> ,		64	13	6
<i>Maurice Lisle</i> ,		31	8	11
<i>Andrew Hamilton</i> ,		20	0	0

We have also examined the Accounts of *Indian Treaties*, with the Accounts of Sales of Presents received from the *Indians* for the Three Years, and find there is considerable more paid and disbursed for the *Indians*, by Order of the Governor and Council, than *Fifty Pounds per Annum*, allowed by a late Law of this Province, which Law is expired; all which is humbly submitted to the Judgment of the House, by

JOHN WRIGHT,

WILLIAM FISHBOURN,

CLEMENT PLUMSTED,

ISRAEL PEMBERTON.

JEREMIAH LANGHORNE,

Ordered. That the said Report do lie upon the Table, to be passed by the Members of the House.

The Question was put, that this House doth agree to, and confirm the said Report of the Committee, upon the State of the Treasurer's Accounts, as now delivered in? *Passed in the Affirmative, N.C.D.*

Ordered, That *Nathaniel Newlin*, and *Edward Farmar*, wait upon the Governor, and acquaint him, that this House incline to adjourn till the ninth Day of *February* next: Who return'd, and report, they delivered their Message to the Governor, according to Order, and that the Governor was well satisfied with the proposed Adjournment.

Ordered, That *Owen Roberts*, Collector of the Impost, &c. appear, and lay before the House his Reasons for the Impost and Excise not being better collected and paid; who appeared accordingly, and informed the House, that sundry Persons, to whom he had given Notice to come and account with him, and pay their Duties and Excise, have neglected and refused to come, alledging that the Officer ought to

come to them; upon which the Law was read, and the said Collector put upon the better Discharge of his Duty.

Ordered, That the Votes of this Assembly be revised by the Speaker, and that *Isaac Norris*, and *Richard Hill*, do assist him therein; and that the Clerk transcribe the same, and that a fair Copy thereof, be delivered to the Governor, and another be sent to the Coffee-house; and then the House adjourned till the ninth Day of *February* next, at Three a Clock in the Afternoon.

THE House met pursuant to their Adjournment.

Ordered, That *William Fishbourn*, and *Joseph Bond*, wait upon the Governor, to acquaint him that the House is met, and desire to know if he has any Thing to lay before them; and then the House adjourned till Ten a Clock To-morrow Morning.

The House met, &c.

William Fishbourn, and *Joseph Bond*, reported, they delivered their Message to the Governor, according to Order, who was pleased to answer, that if the Assembly were inclined to go upon Business, he had something to lay before them; and particularly mentioned, that some Alteration or Amendment seemed necessary to be made to the Excise Act.

Ordered, That the Report of the Committee of Accounts be read forthwith; which was done accordingly.

The House took into Consideration the Act for the Excise, and the Method for some Amendments to be made to the same, in order to its better Collection, and Payment into the Treasury, and to make the same more beneficial; and, after some Time spent thereon, the Question was put, that a Bill be brought in to supply the Defects in the Excise Act; and that the Excise be *One Shilling per Gallon* for all Rum, Wine, Brandy and Spirits, retailed by any Person by any Quantity under Ten Gallons? *Passed in the Affirmative*.

The Petition of a great Number of the Inhabitants of the County of *Chester*, setting forth the Extravagance of the Price of tanned Leather, which they deem to be caused by the Exportation thereof, and an Agreement or Combination of the Tanners, was presented to the House, and read; and, after some considerable Debate thereon, the Question was put, that a Bill be brought in to lay a Duty on tanned Leather exported; to settle the Price of tanned Leather sold and disposed of in the Province; and to prevent the Tanners from currying, or ordering the Currying any Leather? *Passed in the Affirmative*.

Ordered, That *Nathaniel Newlin*, and *Morris Morris*, wait upon the Governor, to acquaint him, that the House is desirous and ready to receive what he will be pleased to lay before them.

Thomas Stevenson has Leave to be absent till To-morrow Morning; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

Nathaniel Newlin, and *Morris Morris*, reported, they waited on the Governor, according to Order, who was pleased to answer, he would send the House in Writing what he had to lay before them this Afternoon.

The Governor, by his Secretary, sent to the House a written Message, together with a Memorial, relating to the *Indians*; which Message was read, and ordered to be read again To-morrow Morning, being as follows, *viz.*

Mr. Speaker, and Gentlemen of the Assembly,

"IT was with great Satisfaction that I perceived from the Minutes of your House how particularly you had entered upon the State of the Revenue, and the Publick Accounts; I cannot therefore doubt but you are now come fully resolved to bestow some of your Leisure Time, at this Season upon rectifying the Collection of the Revenue of Excise, which, though duly exacted by the Retailers in the Prices of their Liquors, yet the Publick is thereof nevertheless evidently defrauded.

I hope you will be of Opinion with me, that in all Matters relating to the Peace, Safety and Prosperity, of the Government, it is unquestionably our Office and Duty, most diligently to attend them: and for that Reason I found myself indispensably obliged, first to procure the most perfect Accounts that could be had of the State of this Country, with respect to our own and our neighbouring *Indians*, and then to lay the same before you, as I now do, by the annexed Memorial, unto which I shall now refer you for an exact Account of our own Circumstances, as well as our Neighbours.

That most abominable Practice of the *Indians* burning their Captives alive, and so putting them to Death under the most exquisite Tortures, is no where, that I know of, suffered within the Limits of a Christian *English* Government; Shall we then, who from the first Beginning of this Settlement have been remarkably distinguished for our Love of Peace and Liberty, must we, I say, now calmly and indolently sit down and permit such horrid Things to be acted before our Eyes, and in the Face of the Magistracy? God forbid.

Gentlemen, a speedy Consideration, in order to redress Grievances of so high a Nature, lies very heavy upon my Conscience; and therefore must discharge myself by recommending it to you in the most ardent Manner, to lose no more Time in providing suitable Remedies for the Evils which threaten us loudly from that Quarter."

February 10, 1718.

WILLIAM KEITH.

The House took into Consideration sundry Matters relating to Property, and the Confirmation of old Grants, &c. and, after some Debate, a Motion was made, and the Question put, that a Bill be brought in to confirm Lands sold by the Proprietary, and not yet patented; also a confirm Lands sold by the present Commissioners of Property, and not patented before the Proprietary's Decease; also to prescribe the Method of Grants or Conveyances, to be made by the Commissioners or Grantors of Land for the Time being? *Passed in the Affirmative*; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

A Motion was made, that Leave be given to bring in a Bill about settling and confirming Foreigners in their Possessions, and to confirm all Sales heretofore made by them:

Ordered, That Leave be given to bring in a Bill accordingly: and that *David Lloyd* prepare and bring in the same.

A Motion was made, that a Bill be brought in to make some Amendment to the Law against Blasphemy; and some Debate arising thereon,

Ordered, That Leave be given to bring in a Bill accordingly.

A Motion was made, that Leave be given to bring in a Bill for regulating Party Walls and Fences in the City of *Philadelphia*;

Ordered, That Leave be given to bring in a Bill accordingly.

A motion was made, that Leave be given to bring in a Bill for the more effectual preventing firing of Chimnies in the City of *Philadelphia*;

Ordered, That Leave be given to bring in a Bill accordingly.

A motion was made, that Leave be given to bring in a Bill against Vagrants and idle Persons, pursuant to the Statute of *Great-Britain*;

Ordered, That Leave be given to bring in a Bill accordingly.

Ordered, That a Bill be prepared to prevent the Killing of Deer out of Season; as also to prevent all that are not Freeholders to range the Woods with, or make use of, Guns on other Peoples Lands; and also to prevent shooting and firing

of Guns within the Bounds of the City of *Philadelphia*; that no Person not having Estates in Land shall be permitted to keep above Horses, neat Cattle; and that every Stone Horse running at large, not of the Stature of fourteen Hands high, shall be liable to be taken as a Stray, and sold at Vendue, unless the Owner gives Security to keep him up, or cut him, and pay the Charge of Poundage; and that a Bill be brought in for erecting Pounds in the several Townships of this Province, as near as may be according to the Laws of *Great-Britain*.

The Governor's Message, and the Memorial, about the *Indians*, were, according to Order, read again, and considered.

Ordered, That a Bill be brought in for settling *Indian* Treaties, and supplying the same, and for better regulating the *Indian Trade*; and that the Governor be desired to cause to be laid before the House such Proposals, in order thereto, as is mentioned in the last Paragraph of the said Memorial; and that *Clement Plumsted*, and *William Paxton*, wait upon the Governor with the said Message; and then the House adjourned till Three a Clock this Afternoon.

The House Met, &c.

Clement Plumsted, and *William Paxton* report, that they delivered their Message to the Governor, according to Order; who was pleased to answer, that the Person that made that Memorial to him should send the House what he had to offer about the *Indian Trade* as soon as possibly he could.

A Motion was made, and the Question put, that an Excise be laid upon Beer, Cyder and Metheglin, as an Addition to the Excise Act? *Passed in the Affirmative*.

The Question was put, that *Two Shillings and Sixpence per Barrel*, shall be paid as a Duty or Excise on all Beer, Cyder, and Metheglin, retailed in this Province? *Passed in the Affirmative*.

Ordered, That *Edward Farmar* acquaint the Collector of the Impost, &c. that he do attend the House To-morrow Morning; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Petition of *Thomas Tress*, *Hugh Tress*, *Joshua Tress*, and others, praying Leave to bring in a Bill, for vesting some Houses and Lots in the City of *Philadelphia*, late the Estate of *Margaret Tench*, Widow, and *Sarah Quarry*, Widow, in Trustees for Sale, in order to divide the same according to the Directions of the last Wills and Testaments of the said *Tench* and *Quarry*, was again read, and considered.

Ordered, That Leave be given to bring in a Bill according to the Prayer of the said Petitioners; and that the Petitioners lay before this House all such Instruments, Deeds and Writings, as belong thereto, together with the Wills mentioned in the said Petition.

The Petition of *Rebecca Richardson*, Relict of *William Clark*, junior, setting forth her Reasons and Allegations against a certain Act passed by the last Assembly, intituled, *An Act for vesting the House and Lot of Ground, lying in Philadelphia, late the Estate and Inheritance of William Clark of Lewes, in the County of Sussex, deceased, in Trustees, to be sold for the Payment of his Debts, &c.* and praying that the said Act may be repealed; was again read: Also a second Petition of the said *Rebecca Richardson*, complaining of undue Methods taken in the Sale of the said House, was also presented to the House, and read; and, after a considerable Debate thereon,

Resolved, That the Petitioner may be heard, by herself or Counsel, before this House, upon the Subject Matter prayed in the first mentioned Petition; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

Owen Roberts, Collector of the Impost, &c. appeared, and upon some Questions put to him, acquainted the House, that he had, since the last Session, received and paid to the Treasurer, or his Order, on the Excise, above *One Hundred Pounds*; but that he finds the Collecting thereof very difficult, and desires to have Liberty to lay something before the House, in order to its better Collecting.

A Motion was made, and the Question put, that the Excise Bill be drawn up pursuant to the Resolves of the House?

Passed in the Affirmative.

Ordered, That *Isaac Norris*, and *Clement Plumsted*, do prepare and bring in the same at the next Meeting, and that they be allowed such Assistance as they shall want therein at the Charge of the Publick.

A Message from the Governor, by *James Logan*, with some Remarks and general Heads, in order to a Bill for establishing a friendly Correspondence with the *Indians*, and settling the Trade with them, which was read, and ordered to be read again To-morrow Morning.

A Petition of the Cordwainers was brought in, and read, praying Relief against the Exportation of tanned Leather and raw Hides, and against the bad tanning and currying of Leather.

Ordered, That the said Petition, and the Petition of *Chester* County, against Exportation of tanned Leather, &c. be delivered to *David Lloyd*, who is ordered to prepare and bring in the Bill for that Purpose.

A Motion being made, that a Bill be brought in for the Prevention of Damage by breaming of Vessels, &c. within the Limits of the built Parts of the City of *Philadelphia*, and other Nusances accruing from Shipping;

Ordered, That *William Fishbourn*, and *Israel Pemberton*, do prepare and bring in a Bill accordingly.

A Motion was made, that a Bill be brought in to allow a Drawback off the Duty of Goods imported from *New-York*, if the Returns be made in Produce.

Ordered, That *Jeremiah Langhorne*, and *Thomas Stevenson*, do prepare and bring in a Bill accordingly.

Ordered, That *Isaac Norris*, and *Clement Plumsted*, do prepare and bring in the Bill to prevent killing of Deer, &c.

Ordered, That *Richard Hill*, and *Isaac Norris*, do prepare and bring in the Bill to confirm Lands sold by the Proprietary, and not yet patented, &c.

Ordered, That *William Fishbourn*, and *Israel Pemberton*, do prepare and bring in the Bills for regulating Party Walls and Fences; for preventing Damages by firing of Chimnies in the City of *Philadelphia*; and for erecting Pounds, and settling Partition Fences in the several Townships of this Province.

Ordered, That *Richard Hill*, *Isaac Norris*, and *Clement Plumsted*, do prepare and bring in the Bill for regulating *Indian* Treaties, and settling the *Indian* Trade.

Ordered, That *David Lloyd*, and *Richard Hill*, with the Assistance of the Speaker, do prepare and bring in the Bill against Vagrants and idle Persons; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

Ordered, That *Rebecca Richardson* attend the House at Three a Clock this Afternoon, to be heard on the Subject Matter set forth and prayed in her Petition; and Notice, under the Speaker's Hand, was sent her accordingly.

The Remarks, or general Heads, in order to improve a Correspondance with the *Indians* and settling the *Indian* Trade, was, according to Order, read again, and considered.

Ordered, That the same be delivered to the Committee that is ordered to draw up the Bill for *Indian* Treaties.

The Petition of *Armstrong Smith*, setting forth the Damage he suffers by the *Jersey* Ferrymen carrying Goods and

Passengers from *Philadelphia*, and praying Leave to bring in a Bill for his Relief, was read.

Ordered, That the said Petitioner be referred to the Law.

A Motion was made, that a Bill be brought in to encourage the making of good Flour, and to ascertain the Dimensions of Cask? *Passed in the Affirmative*.

Ordered, That *William Fishbourn*, with such Assistance as he shall think convenient to get, do prepare and bring in the same.

Ordered, That *Thomas Stevenson*, and *William Fishbourn*, wait upon the Governor, to acquaint him, that this House having agreed upon several Bills, and appointed Committees to prepare them, are inclined to adjourn till the Twentieth Day of *April* next; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

William Fishbourn and *Thomas Stevenson* report, they delivered their Message to the Governor, according to Order; who was pleased to signify his Satisfaction with the Mind of the House.

A Motion was made, and the Question was put, that it be an Instruction to the Committee, that any Person or Persons firing the Woods, shall pay all Damage that shall happen thereby to any Persons' Improvements? *Passed in the Affirmative*.

Ordered, That *Jeremiah Langhorne* do prepare and bring in the Bill against firing the Woods, and that he take the said Instruction in order thereto.

The Petition of *Anthony Houston*, praying Leave to be heard upon the Matter contained in the Petition of *Rebecca Richardson*, now lying before this House, was read.

Rebecca Richardson, according to Order, attend the House; but not having Counsel with her, desired Time till To-morrow Morning.

Ordered, That she attend the House at Ten a Clock To-morrow Morning, when she shall be heard.

Ordered, That the Clerk give Notice to *Anthony Houston*, that he has Leave to attend by himself or Counsel at the same Time; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

Rebecca Richardson appeared, according to Order; also *Anthony Houston*; and the Petitions of the said *Rebecca Richardson* being read, and the House having fully heard the said *Rebecca Richardson* what she had to say in Support of

her Petitions; as also what *Anthony Houston*, and *Andrew Hamilton*, had to say thereupon; and having also examined into the Deeds and Papers relating thereunto, the said Parties were ordered to withdraw; and, after a considerable Debate thereon, the Question was put, that the further Consideration of the said Matter be deferred to the next Meeting of this Assembly? *Passed in the Affirmative.*

The Governor sent to the House a Letter, directed to the Speaker, desiring the same to be laid before the House, which was read.

Ordered, That the same be an Instruction to the Committee appointed to draw up and prepare the Supplement to the Excise Bill.

Ordered, That the Speaker examine and regulate the Minutes of this Session, and that *Richard Hill*, and *Isaac Norris*, do assist him therein, and that the Clerk transcribe a fair Copy thereof for the Governor, and another for the Coffee-House; and then the House adjourned till the twentieth of *April* next.

THE House met pursuant to their Adjournment.

Ordered, That *William Fishbourn*, and *Thomas Stevenson*, wait upon the Governor, to acquaint him, that the House is met, according to Adjournment, and incline to adjourn till Eight a Clock To-morrow Morning; and then the House adjourned till Eight a Clock To-morrow Morning.

The House met, &c.

Thomas Stevenson, and *William Fishbourn*, report, that they delivered their Message to the Governor, according to Order: who was pleased to say, he had nothing to lay before the House but what he found by their Minutes was already before them.

William Biles, chosen to serve in Assembly for the County of *Bucks*, not having hitherto attended the said Service, appeared, and having taken and subscribed the Qualifications, as the Law directs, took his Seat in the House.

Ordered, That the Committees, appointed at the last Sessions to prepare such Bills as were to them committed to be brought in at this Session, be continued until the House shall think fit to order their particular Reports to be made.

The Petition of sundry Curriers of Leather, setting forth the Disadvantages to the Publick by the Tanners currying their own Leather, and praying some Methods may be taken to prevent the same: was presented to the House.

A Representation of the Tanners, in Answer to the Petition of the Cordwainers, &c. was presented to the House.

Ordered, That the said Petition and Representation be read this Afternoon.

Ordered, That *Isaac Norris*, lay before the House the Bill ordered to be prepared laying an Excise or Duty on all Wine, Rum, Brandy and other Spirits, retailed in this province, which was read, and ordered to be read again; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Petition of the Curriers was, according to Order, read, and ordered another Reading.

The Representation of the Tanners, in Answer to the Petition of the Cordwainers, was, according to Order, read, and ordered another Reading.

A Petition of some of the Magistrates of the County of *Chester*, complaining of the Neglects and Abuses committed in the Prothonotary's Office of the said County; was presented to the House, and read, and ordered another Reading.

A Petition of the Sadlers, complaining against the undue Practices of the Tanners in their manufacturing of Leather: was presented to the House, and read, and ordered another Reading.

The Bill for laying an Excise or Duty on all Wine, Rum, Brandy and other Spirits, retailed in this Province, was read the second Time; and, after a considerable Debate on some Parts thereof, the House not having gone through the Bill,

Ordered, That the same be further debated To-morrow Morning; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

Ordered, That *Isaac Norris* lay before the House the Bill ordered to be prepared for directing the Survey and Confirmation of Lands sold by the Proprietary or the present Trustees of this Province, and by his or their Agents or Commissioners, which he read in his Place, and afterwards delivered the same to the Speaker; and the said Bill was ordered a second Reading.

The House, according to Order, went upon the further Debate of the Bill for laying an Excise or Duty on all Wine, Rum, Brandy and other Spirits, retailed in this Province; and, after considerable Time spent in the Debate thereof, and some Amendments agreed to be made thereto, the same was committed to *Isaac Norris*, and *Clement Plumsted*; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Bill for directing the Survey and Confirmation of Lands sold by the Proprietary or the present Trustees of this Province, and by his or their Agents or Commissioners, was read the second Time; and, after some Time spent in the Debate thereof, the same was committed to *David Lloyd, Joseph Kirkbride, William Fishbourn, and Israel Pemberton.*

Ordered, That the Clause in the said Bill for confirming of such Lands as shall hereafter be sold by the Commissioners be left out, and there be a Clause added to confirm all old Patents and Grants; and that such Part of a former Law, intituled, *An Act for confirming Patents and Grants*, as they shall judge necessary, be inserted; and that the said Committee have Power to send for Persons and Papers relating thereto; and also that they confer with the Commissioners of Property on the said Bill and Amendment.

The Petition of the Assessors of the County of *Philadelphia*, complaining of some Hinderance in their Proceedings about the Election of a Treasurer for the said County, was presented to the House, and read, and ordered another Reading; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Petition of the Assessors of the County of *Philadelphia*, complaining of some Hinderance in their Proceedings about the Election of a Treasurer for the said County, was again read; and also the several Clauses in the Act for raising County Levies relating to the Choice of a Treasurer, was also read, and, after some Debate,

Ordered, That the Petitioners be referred to take such Measures as the said Law in this Case directs.

The Petition of sundry Inhabitants of the County of *Philadelphia*, praying Leave to bring in a Bill for enabling such as have Debts due from the County (and have not complied with the Law, intituled, *A Supplementary Act to that about raising County Levies*, whereby they became lost) to recover the said Debts, was presented to the House, and read, and ordered another Reading.

The Petition of *Abraham De Delueina*, of *New York*, Merchant, praying Relief against the Seisure of some Goods by him lately imported from *New-York*, was presented to the House, read and ordered another Reading.

Ordered, That *Jeremiah Langhorne* be added to the Committee appointed to consider and amend the Bill for directing the Survey and Confirmation of Lands, &c. and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

David Lloyd, from the Committee, to whom the Bill for directing the Survey and Confirmation of Lands, &c. was committed, reports, that the Committee had viewed and considered the Deeds and Instruments recited in the said Bill; and had also had a Conference with some of the Commissioners of Property upon the bill which he delivered at the table and that the Commissioners of Property had proposed a Proviso to be added to the said Bill; and then the said Bill and Proviso were read, and, after a considerable Debate thereon,

Ordered, That the said Bill be laid aside for further Consideration; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

Isaac Norris, and *Clement Plumsted*, brought to the House the Bill for laying an Excise or Duty on all Wine, Rum, Brandy, and other Spirits, retailed in this Province, which was read the third Time, and debated, and some Amendments being agreed to be made thereto,

Ordered, That the same be recommitted; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

William Fishbourn, from the Committee to whom the Bill for laying a Duty on all Wine, Rum, Brandy and other Spirits, retailed in this Province, was committed, brought the same to the House; and the said Bill, with the Amendments, being read, was agreed to by the House.

Resolved, That the said Bill do pass; and,

Ordered, That the same be ingrossed, and that *David Lloyd* carry the same to the Governor for his Concurrence, and the Speaker is desired to accompany him.

The Petition of *William Pawlett*, Crier of the Courts for the City and County of *Philadelphia*, complaining of the Damages and Loss he suffers by the Officers of the Courts charging his Fees in their Bills of Costs, and not paying or accounting with him for the same; and praying that some particular Officer of the Court may be appointed to take his Fees, that so he may know of whom he may demand them; was presented to the House, and read, and ordered another Reading.

The following Orders were issued under the Speaker's Hand to the Treasurer, *viz*,

Maurice Lisle, for 21 Days Service as Clerk, at

Six Shillings per Day, £ 6 6 0

Nicholas Rosogan for 21 Days, at *Two Shillings* and *Six-pence per Day*, and for Candles and Wood, 3 4 6

And then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Petition of *William Pawlett*, Crier of the Courts, relating to his Fees, was read the second Time.

Ordered, That the said Petition be recommended to the Justices of the Court of Quarter-Sessions for the said City and County.

The Governor, by his Secretary, sent to the House the ingrossed Bill, intituled, *An Act for laying an Excise or Duty on all Wine, Rum, Brandy and other Spirits, retailed in this Province*, with a Proposal of Amendments; which was read, and agreed to by the House, and inserted in the Bill.

Ordered, That *Nathaniel Newlin*, and *William Biles*, wait upon the Governor, to acquaint him, that the House have agreed to his Proposals of Amendment to the Bill for laying an Excise or Duty on Wine, Rum, &c. and desire to know, when he will please to be attended by the House, in order to pass the said Bill into a Law: Who returned, and acquainted the House, that they had delivered their Message to the Governor, according to Order: and that the Governor is ready for the House to attend him; and accordingly the Speaker and Assembly went to wait upon the Governor: And being returned the Speaker resumed the Chair, and reported, That the Governor had been pleased to pass the Bill for laying a Duty on Wine, &c. intituled, *An Act for laying an Excise or Duty on all Wine, Rum, Brandy and other Spirits, retailed in this Province*, into a Law.

Ordered, That the Speaker, *Richard Hill*, and *Isaac Norris*, regulate the Minutes or Journal of this Sessions, and that a fair Copy thereof be transcribed by the Clerk for the Governor, and another for the Coffee-house; and also that they take Care to agree with the Printer about printing the Law now passed, and that the Clerk make out a fair Copy thereof for the Printer forthwith; and then the House adjourned till the third Day of *August* next, at Three a Clock in the Afternoon.

THE Governor having been pleased to issue his Writ of Summons to the Sheriffs of the respective Counties, dated the Day of to summon the Assembly to meet this Day at *Philadelphia*;

The House met accordingly, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

Ordered, That *William Fishbourn*, and *Clement Plumsted*, wait upon the Governor, to acquaint him, that the House is met, pursuant to his Summons, and will adjourn till Nine a Clock To-morrow Morning; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

William Fishbourn, and *Clement Plumsted* report, that they delivered their Message to the Governor, according to Order; and that the Governor was pleased to answer, that he would get his Council together, and lay before the House what he had to recommend.

The Governor, by *Ralph Asheton*, Clerk of the Council, acquainted the House, that the Governor desires the Attendance of the Assembly forthwith at his own House. And according the Speaker and the Assembly went to wait upon the Governor; and being returned, the Speaker reported, That they had attended the Governor; and that he had been pleased to make a Speech to the Assembly, of which he had obtained a Copy, which was read, and is as follows.

Gentlemen of the Council, Mr. Speaker, and Gentlemen of the Assembly,

"ACCORDING to my Promise I have called you together, in order to acquaint you, that I lately received a Commission from the Honourable *William Penn*, Esq; as our Governor in Chief, with Instructions to publish his Accession to this Government by Advice of the Council in the most solemn Manner; which said Commission, and Instructions, with the Minute of Council thereupon, I have ordered to be laid before you.

Since that I have seen the Probate of the late Proprietary's Last Will and Testament, in the Hands of Mr. Secretary *Logan*, whereby the Powers of Government, over this Province, seem to be devised in Trust after a peculiar Manner; and I am told these Differences are not likely to be speedily adjusted.

Gentlemen, my Duty to the Crown unquestionable obliges me, while in this Station, at all Times to use my utmost Diligence in preserving the good Order and Peace of the Government, and to keep the King's Subjects of this Colony firm in their Allegiance, and dutiful Obedience to his most excellent Majesty and our Sovereign Lord King GEORGE: To the End thereof, that this may be done with the greatest

Chearfulness and unanimity, and likewise that all due Respect may be paid to Mr. *Penn*, and every other Branch of the late Proprietary's Family, I must desire that you will assist me with your Opinions and Advice, which I doubt not will have the same Weight with all the Parties concerned in *Britain*, as you may be assured it shall ever have with me.

I have received a Message from the *Indian* Chiefs at *Conestogoe*, by a Letter to Mr. Secretary *Logan*, which informs us, that our *Indian* Hunters have been attacked, near the Head of *Potomack* River, by a considerable Body of *Southern Indians*, come out to war against the *Five Nations*, and the *Indian* Settlements on *Sasquehanna*; they have killed several of our People, and alarmed them all; so that the careful Attention and Vigilance of the Government was never more called upon than at this Juncture, and much will depend upon your unanimous and Speedy Resolutions to support the Administration in all its Parts."

Ordered, That the said Speech be read again this Afternoon.

The Governor, by *Ralph Asheton*, Clerk of the Council, sent to the House sundry Instruments and Writings, of which were read a Commission for the Government of the Province of *Pennsylvania*, and Three Lower Counties, from *William Penn*, Esq; to the Governor, *William Keith*, and his Instructions to him; also a Copy of *William Penn* senior's Will, and Probate and Codicil, and a Proof to the Codicil; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Governor's Speech was, according to Order, read again; and also the following Papers, *viz.* The Case of *William Penn*, in three Papers; one signed by *George Savage*, one by *Francis Annesley*, and one by *Joseph Hungerford*, Counsellors at Law; two Letters from *Simon Clement*, to *James Logan*, relating to the Affairs of the Government; *John Cartlidge's* Letter to *James Logan*, giving an Account of some Acts of Hostility committed by the *Southern* on the neighbouring *Indians*; and also sundry Minutes of the Council relating thereto; and, after a considerable Debate on the Matters contained in the said Speech.

Ordered, That *David Lloyd*, *Isaac Norris*, and *Jeremiah Langhorne*, be a Committee to draw up and prepare an Address in Answer thereto; and then the House adjourned till Ten a Clock To-morrow Morning.

The House met, &c.

The Committee not having finished the Address, the House adjourned till Two a Clock this Afternoon.

The House met, &c.

David Lloyd, with the other Members, according to Order, brought to the House the Address in Answer to the Governor's Speech, which was read; and then the House adjourned till Eight a Clock To-morrow Morning.

The House met, &c.

The Address, in Answer to the Governor's Speech of the seventh Instant, was read again, and debated, and, after some Amendments made thereto, agreed to by the House, and ordered to be signed by the Speaker, and is as follows.

To the Honourable WILLIAM KEITH, Esq; Lieutenant-Governor of the Province of *Pennsylvania*, &c.

The ADDRESS of the Representatives of the Freemen of the said Province, in Assembly met, in Answer to his Speech of the 7th Instant.

May it please the GOVERNOR,

THE Memory of the Honourable WILLIAM PENN, our late Proprietary and Governor in Chief, being dear to us, we cannot but have a just and due Regard to his Family, and should account it our Happiness to be governed by a Branch thereof, under the most auspicious Reign of our Royal Sovereign King GEORGE.

And since the Governor has been pleased to shew so great a Regard to the Advice of the Representative Body of the Freemen of this Province, as to consult them in a Matter which so highly concerns them, we must acknowledge it is a great Condescension, and an additional Instance of his known Affection to this Colony, with kind Inclinations to preserve the publick Peace and Weal of this Government.

The Contents of those Instruments and Writings which the Governor was pleased to lay before this House, brought us under a very deep Concern how to assist him with Advice suitable to the present Emergency; for we find the first Part of the Proprietary's Will seems to rest a Trust in the noble Lords there named, in order to accomplish the Treaty of Surrender of this Government to the Crown, which was begun by our late Proprietary.

And though that Trust may occasion various Opinions in Law and Equity, yet that does not so much affect us at present as the Want of ascertaining the Terms which we have been always given to expect would accompany the Surrender in Favour of the People called Quakers, who embarked with the said Proprietary, in the laudable Design of this considerable

Addition of the British Empire; and therefore think it our Duty, at this Juncture, to claim those Rights and Favours which have been promised us.

The Governor well knows, that the present Administration of this Government, since the Proprietary's Decease, is supported by a Law confirmed by her late Majesty Queen ANNE, and, by Virtue thereof, is so to continue till further Order from the King, or the Heirs of the said late Proprietary and Governor; and notwithstanding the great Regard the Governor has to the Commission sent him by the said Proprietary's Heir at Law, yet since that Heir seems not, by the aforesaid Will, invested with the Powers of Government; but the Devise thereof made to the said Lords, being allowed by his own Counsel to be good; and since it doth not appear that Commission is attended with the necessary Requisites directed by Acts of Parliament for Qualifications of Persons concerned in such Stations; and Security of Plantation Trade, we conceive it will contribute to the Peace of this Government, and be safe for the Governor, that he, for the present, forbear to publish the said Commission, and hope there will be no just Occasion given if the Governor should wave superseding the Powers given him by the said Law, until he receive the Pleasure of the said Trustees, or has the Lord Chancellor's Decree for his Direction; the rather because we understand that an amicable Suit is depending in Chancery, betwixt the Executrix and Heir at Law, in order to settle both their Claims to this Government. We heartily join with the Governor in his good Resolutions to preserve the good Order and Peace of the Government, and Loyalty of his Majesty's Subjects in this Colony.

As touching the Attack lately made upon our neighbouring Indians, we hope the Governor hath already taken proper Measures in that Affair towards quieting their Minds, and will use his utmost Endeavour to prevent such Incursions upon them for the future, by the due Representations to the neighbouring Governments, and Persuasions to our Indians not to give further Provocations, but that they will fall in with more peacable Inclinations, as the same will contribute to their Ease and Safety, and obtain the Friendship and Protection of this Government; and this House gives the Governor Assurance, that the necessary Charges thereof shall be provided for, and that 'tis their full Purpose to support the Administration to the best of their Power.

Signed by Order of the House,

JONATHAN DICKINSON, Speaker.

Ordered, That the same be transcribed.

A Motion was made, and the Question put, that an Order be issued by the Speaker to the Treasurer, to pay such Disbursements, as shall be ordered by the Governor and Council for defraying the Charges of Treaties with the *Indians*, so that the same exceed not the Sum of *Fifty Pounds*, as hath been usual for one Year? *Passed in the Affirmative*, N.C.D.

A Motion was made, and the Question put, that an Order be issued by the Speaker to the Treasurer, to pay *Peter Worral*, Serjeant at Arms to this House, the Sum of *Five Pounds*, pursuant to a Vote of the last Assembly, which was issued accordingly? *Passed in the Affirmative*, N.C.D. and then the House adjourned till Two a Clock this Afternoon.

The House met, &c.

The Address in Answer to the Governor's Speech, being transcribed, was read, and examined in the House.

Ordered, That the same be presented to the Governor, by *John Wright*, and *Jeremiah Langhorne*, *Clement Plumsted*, and *William Fishbourn*, and that they acquaint the Governor that the House incline to adjourn till the third Day of *August* next, being the Day of their former Adjournment; and that they deliver the Commission and Papers which the Governor sent to this House the Seventh Instant to him again: Who returned, and acquainted the House, that they had delivered the Address, Message, and Writings, to the Governor, according to Order, and that the Governor returned the House his hearty Thanks for the said Address; and that he desired the House to consider of what Bills are now before them against their next Meeting.

Ordered, That the Speaker, and *Clement Plumsted*, revise the Minutes, and that the Clerk make a fair Copy thereof for the Governor, and another for the Coffee-house; and then the House adjourned till the third of *August* next, at Three a Clock in the Afternoon.

THE House met pursuant to their Adjournment.

A Motion was made, that the Speaker being indisposed, this House do adjourn for a short Time; and accordingly the Question was put, that this House do adjourn to the seventeenth of this Instant? *Passed in the Affirmative*.

Ordered, That *William Fishbourn*, and *Israel Pemberton*, do acquaint the Collector of the Impost and Excise, that he have his Accounts ready to lay before this House on the seventeenth Instant.

Ordered, That *Robert Jones*, and *Nathaniel Newlin*, wait upon the Governor, to acquaint him, that the House is met

according to Adjournment; and that the Speaker being indisposed, this House incline to adjourn to the seventeenth Instant, unless the Governor has something of Moment to lay before them that may require their present Attendance: Who returned, and acquainted the House, that they had deliver'd their Message to the Governor, according to Order; who was pleased to answer, that he had nothing at present to lay before the House; and was willing to concur with the Mind of the House as to the Adjournment; and accordingly the House adjourned to the seventeenth Instant, at Three a Clock in the Afternoon.

THE House met pursuant to their Adjournment.

Ordered, That *Clement Plumsted*, and *William Fishbourn*, wait upon the Governor, to acquaint him, that the House is met, according to Adjournment; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

Clement Plumsted, and *William Fishbourn*, report, that they delivered their Message to the Governor, according to Order; and that the Governor was pleased to answer, he was sorry for the Speaker's Indisposition, otherwise would have ordered the House to attend him; but that he would sent what he had to recommend to the House in Writing by Ten a Clock this Morning.

The Governor, by his Secretary, sent to the House a written Message, which was read, and is as follows.

Mr. Speaker, and Gentlemen of the Assembly,

" I WAS encouraged by your Address of the Ninth of last May, to take the most proper Measures could be thought on for quieting the Minds of our *Indians*; and, after I had sent Colonel *John French*, a Member of the Council, with full Power to renew all former Treaties of Friendship with them, which had the desired Effect, I also made a Journey to *New-York*, to wait upon Brigadier *Hunter*, before his Departure for *England*; and there is now such a perfect good Understanding established between this and all the neighboring Governments, that I hope nothing can suddenly arise to disturb the present Tranquility.

Gentlemen, not doubting but that you are come up at this Time with Intent to finish the Business of this Year, which now draws to wards a Close, I shall not interrupt you with any new Matters; and I have received so many Marks of Affection and Respect from this Assembly, that I am confident I need not trouble this House with any particular Re-

membrance of the great Expence I am daily put to in the necessary Service of this Government."

August 18, 1719.

WILLIAM KEITH.

William Fishbourn and *Israel Pemberton* report, that according to the Order to the third of *August* last, they had spoke to *Owen Roberts*, Collector of the Impose and Excise, to lay before this House his Accounts of said Taxes.

Ordered, That *Clement Plumsted*, *Israel Pemberton*, *John Wright*, and *Jeremiah Langhorne*, be a Committee to examine and inspect the Publick Accounts, and that they make their Report of the State thereof to a Committee of the whole House.

Resolved, That this House do forthwith resolve itself into a Committee of the whole House, to consider of the said Message, and what Business may be necessary for this House to go upon at this Juncture; and that considering the Indisposition of the Speaker, the said Grand Committee do meet at the usual Place of Meeting, and that they make Report of their Proceedings to this House To-morrow at Three a Clock in the Afternoon.

Ordered, That the Governor's Message be read again, which was done accordingly.

And then the House resolved itself into a Grand Committee accordingly, the House being adjourned till Three a Clock To-morrow in the Afternoon.

The House met, &c.

Ordered, That the Members appointed in *February* last, to prepare and bring in the several Bills that were ordered to be brought in the Twentieth of *April* last, and whose Report was then deferred, do now bring in such Bills as they have got ready; and accordingly *David Lloyd* delivered to the Speaker two Bills, intituled, &c.* *William Fishbourn* five Bills, and *Clement Plumsted* four Bills.

Richard Hill, Esq; Chairman of the Grand Committee, reports, that according to Order they had taken the Governor's Message into Consideration; and that the Committee of Accounts had gone upon the Business to them referred, and made their Report to them, that in all probability the Publick Funds now laid will prove sufficient, in a reasonable Time, not only to answer all the former Orders of this Assembly charged upon the same, but also to defray such other necessary Demands as this Assembly shall think fit to order for the Support

* The Titles of these Bills are omitted in the Records of Assembly.

of Government, &c. whereupon the Committee came to the following Resolves, to be laid upon the House, *viz.*

Resolved, That the Sum of *Four Hundred Pounds* be presented to the Governor, *William Keith*, Esq; for Support of Government.

Resolved, That *Seventy-five Pounds* be paid to *David Lloyd*, Chief Justice, for the remaining Part of his Salary for this present Year.

Resolved, That the Sum of *Thirty Pounds* be paid out of the Treasury to *Andrew Hamilton*, Esq; Attorney-General, as the Remaining Part of his Salary of *Sixty Pounds* for this present Year.

Resolved, That all the Disbursements of the several Committees in preparing Bills, by Order of the House, be enquired into, and discharged.

Resolved, That the several Petitions unanswered, and now lying before this House, be taken into Consideration.

And the House going upon Consideration of the said Report, the Question was put, that the Sum of *Four Hundred Pounds* be presented to the Governor, *William Keith*, Esq; for Support of Government, to be paid out of the Publick Treasury of this Province, and that an Order be forthwith issued under the Speaker's Hand for Payment of the same? *Passed in the Affirmative.*

And the said Order was issued accordingly.

The Question being put, that an Order be issued under the Speaker's Hand on the Provincial Treasurer, for the Payment of *Seventy-five Pounds* to *David Lloyd*, Esq; Chief Justice of this Province, for the remaining Part of his Salary for this present Year? *Passed in the Affirmative*, N. C. D.

And the said Order was issued accordingly.

The Question was put, that an Order be issued under the Speaker's Hand on the Provincial Treasurer, for the Sum of *Thirty Pounds*, payable to *Andrew Hamilton*, Attorney-General, as the remaining Part of his Salary of *Sixty Pounds*, voted by this Assembly for this present Year? *Passed in the Affirmative.*

And an Order was issued accordingly.

Resolved, That the Charges for drawing of Bills, which were committed to the several Committees of this Assembly to be prepared and brought in, be paid and satisfied; and that the said Committees do bring in the said Bills, and the Accounts of the Charges thereof, To-morrow Morning to the Grand Committee.

A Petition of *Robert Ellis*, praying to be re-imbursed his Charges by him paid and disbursed in taking and bringing to Prison certain Pirates, with the Account of the Charges thereof annexed; was presented to the House, and read.

Ordered, That (there not appearing to this House any Order from the Governor, or other sufficient Authority for the said Disbursements) the said Petition be delivered back to the Petitioner.

Resolved, That, in Consideration of the Speaker's Indisposition, this House do meet To-morrow Morning at Eight a Clock in a Committee of the whole House, to consider the Petitions now lying before this House, and to take and settle the said Charges of drawing Bills, and other immediate Services of this Assembly, and to consider such other publick Accounts as shall be laid before them.

Ordered, That *David Lloyd*, *Richard Hill*, *Clement Plumsted*, and *Jeremiah Langhorne*, do wait upon the Governor, and present him with the Assembly's Order on the Treasurer; and then the House adjourned till Ten a Clock To-morrow Morning.

The House met, &c.

David Lloyd reported, that he, with the other Members appointed, delivered to the Governor the Assembly's Order on the Treasurer for *Four Hundred Pounds*; who gave the House his hearty Thanks for the same.

Richard Hill, Esq; Chairman of the Grand Committee, reports to the House, That, according to the Order of Yesterday, the Committee have taken into Consideration the several unanswered Petitions now lying before this House; and also proceeded to examine the Accounts of immediate Services, and other publick Debts; all which the Committee have directed him to lay before the House for their Approbation, and are as follows, *viz.*

On Consideration of the Petition of *Armstrong Smith*, the Committee conceive, that the Petitioner be referred to the Law, now in Force, for settling his Ferry.

On the Petition of the Justices of *Chester County*, that the same be referred to further Consideration.

On the Petition of the Sadlers and Curriers, and also the Petition of sundry Inhabitants of *Chester County*, about Leather, that the same are answered by bringing in the Bill for right ordering of Hides, and well tanning and currying Leather, &c.

On the first Petition of *Rebecca Richardson*, the Committee have agreed, that she the said *Rebecca*, not having made out

and manifested to the Assembly, on the Fourteenth of *February* last, that any of the Matters of the said Petition, or the Allegations therein contained, are true, that therefore the said Petition be laid aside.

On the second Petition of the said *Rebecca Richardson*, the Committee conceive, that if the said *Rebecca* can prove any Frauds in the Sale of the House, those concerned may have their Remedy in Law or Equity.

On the several Accounts laid before this House, the Committee have agreed that <i>David Lloyd's</i> Account for drawing the Bills, intituled, <i>An Act for right ordering Hides, and well tanning Leather, &c.</i> and the Bill against <i>Blasphemy</i> be allowed,	£ 4 12 0
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<i>William Asheton's</i> Account for drawing Bills committed to <i>Clement Plumsted, &c. viz.</i> An Act for the Breed and Increase of good Horses; an Act to prevent the Killing of Deer out of Season; an Act to prevent Persons not qualified accordingly, from ranging the Woods with Guns, and shooting in other People's Lands and Plantations; also to prohibit the throwing Squibs, Rockets, &c. and firing Guns within the City of <i>Philadelphia</i> ; and an Act to prohibit Persons, who are not Freeholders, from keeping great Number of Horses, and great Cattle,	3 0 0
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<i>William Fishbourn</i> for preparing the Bills, viz. An Act for the better Encouragement of making right good Flour; an Act for building and maintaining Pounds in this Province; an Act for regulating of Party Walls, Buildings, and Partition Fences in the City of <i>Philadelphia</i> ; and an Act for preventing Accidents that may happen by Fire in the City of <i>Philadelphia</i> , Towns of <i>Chester</i> and <i>Bucks, &c.</i>	2 0 0
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That <i>Maurice Lisle's</i> Account of Clerkship, being for the immediate Service of this House, be allowed,	14 11 6
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That <i>Nicholas Rosogan</i> Door-keeper's Account be allowed,	1 5 6
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That <i>Andrew Bradford's</i> Account for print- ing, &c. be allowed, and ordered Payment, after former Orders issued,	}	20	0	0
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That <i>Ralph Asheton's</i> Account as Clerk of the Council, and sundry other publick Services, be allowed, and ordered Payment, after former Orders issued,	}	24	16	0
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That <i>William Pawlett's</i> Account for Attend- ance on the Council, be allowed, and ordered immediate Payment,	}	4	16	8
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And the said Report being considered, and debated in the House, the Question was put, that the House do agree to and confirm the same, and all the Articles therein contained? *Passed in the Affirmative.*

Ordered, That the Speaker issue Orders on the Treasurer for the several Sums mentioned in the said Report, payable to the several Persons to whom the same are allowed; and then the House adjourned till Three a Clock in the Afternoon.

The House met, &c.

The Bill for the right ordering of Hides, and true and well tanning, currying and working of Leather, and against the Exportation thereof, was read the first Time; and, after a considerable Debate, committed to *David Lloyd, Jeremiah Langhorne, Clement Plumsted, and William Fishbourn*, and that they bring it to the House To-morrow at Nine a Clock in the Morning; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

David Lloyd reported, from the Committee to whom the Bill for right ordering Hides, &c. was committed, that the Time being so short, they had not made much Progress in the Matter to them referred; and therefore, considering the Season of the Year, and the Speaker's Indisposition, the Question was put, that the said Bill be laid aside for further Consideration- *Passed in the Affirmative.*

Charles Brockden brought in his account of publick Services, amounting to the Sum of *Eleven Pounds, One Shilling, and Nine-pence Halfpenny*, and submitted the same to the Correction of the House.

Ordered, That the Speaker issue an order on the Treasurer, payable to the said *Charles Brockden*, for the Sum of *Ten Pounds*, in full of his said Account.

Ordered, That the Speaker sign Tickets to the Members for their Service, and that the Clerk do sign a Ticket to the Speaker of his Service; which was done accordingly.

Ordered, That the Sum of *Six Shillings* to the Clerk, and *Two Shillings* and *Six-pence* to the Door-keeper, be added to their Accounts, being for one Day's Service since their Accounts allowed; and then the Speaker, according to Order, signed the following Orders on the Treasurer, *viz.*

<i>David Lloyd</i> , for immediate Services,	£ 4	12	0
<i>William Fishbourn</i> , for Ditto,	2	0	0
<i>William Asheton</i> , for Ditto,	3	0	0
<i>Maurice Lisle</i> , for Ditto,	14	17	6
<i>Nicholas Rosogan</i> , for Ditto,	1	8	0
<i>Ralph Asheton</i> , for publick Services,	24	16	0
<i>Andrew Bradford</i> , for publick Services,	20	0	0
<i>William Pawlett</i> , for Attendance on the Council,	4	16	0
<i>Charles Brockden</i> , for publick Services,	10	0	0

Ordered, That *Richard Hill*, *Clement Plumsted*, and *Israel Pemberton*, or any of them, do assist the Speaker to examine and regulate the Minutes or Journal of this Session, and that the Clerk make a fair Copy thereof for the Governor, and another for the Coffee-house.

Ordered, That the Speaker do sign the fair Journal or Record of the proceedings of this Assembly. And then the House adjourned.

VOTES of the ASSEMBLY.

At an ASSEMBLY held in PHILADELPHIA, the Fourteenth Day of OCTOBER, ANNO DOMINI, 1719.

The Names of the Representatives of the Freemen of the Province of *Pennsylvania*, elected to serve in Assembly for the Year ensuing, according to the Returns of the Sheriffs of the respective Counties, *viz.*

<i>Philadelphia County.</i>	<i>Chester County.</i>	<i>Bucks County.</i>
<i>Richard Hill,</i>	<i>Isaac Taylor,</i>	<i>Jeremiah Langhorn,</i>
<i>William Trent,</i>	<i>Joseph Pennock,</i>	<i>John Sotcher,</i>
<i>Speaker.</i>	<i>Moses Key,</i>	<i>William Biles,</i>
<i>Robert Jones,</i>	<i>John Bezor,</i>	<i>Thomas Watson,</i>
<i>Jonathan Dickinson,</i>	<i>Nathaniel Newlin,</i>	<i>Joseph Bond,</i>
<i>William Fishbourn,</i>	<i>John Maris,</i>	<i>William Paxton,</i>
<i>Toby Leech,</i>	<i>James Gibbons,</i>	<i>Stoffel Vansant,</i>
<i>Rees Thomas,</i>	<i>Evan Lewis,</i>	<i>William Stockdale,</i>
<i>Francis Rawle,</i>		

City of Philadelphia.

Isaac Norris. Clement Plumsted.

A QUORUM of the Representatives being met, as the Law and Charter of Privileges directs, proceeded to Choose their Speaker; and *William Trent*, Esq; was, *Nemine Contradicente*, elected Speaker of this Assembly, who was accordingly placed in the Chair.

Ordered, That *Nathaniel Newlin*, *Joseph Bond*, *William Fishbourn*, and *Clement Plumsted*, wait upon the Governor, to acquaint him, that a Quorum of the Representatives are met, have chose their Speaker, and desire to know when he will be pleased to be attended by the House, in order to present him; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Members appointed Yesterday to wait upon the Governor report, they had attended the Governor accordingly; and that he was pleased to answer, he would send the House Notice when he would be attended by them.

A Message from the Governor by his Secretary, That he expects the Attendance of the House forthwith, at his own House: And accordingly the Assembly went to wait upon the Governor to present their Speaker; who was pleased to approve him. The House being returned, the Speaker assumed the Chair, and reported, that they had attended the Governor; and that he had been pleased to make a Speech to this House, of which he had obtained a Copy, and also, that the Governor had delivered to him the Approbation of the Lords Justices, in Council, to a Law of this Province, intituled, *An Act for the Advancement of Justice and more certain Administration thereof*.

Several of the Members present took and subscribed the Qualifications appointed by an Act of Assembly of this Province, intituled, *An Act to ascertain the Number of Members of Assembly and to regulate the Elections*; and also the Abjuration appointed by the Act of Parliament of the First of King GEORGE; first the Speaker in his chair, and after him the Members in their Course, as follows, *viz.* *William Trent*, Esq; Speaker, *Richard Hill*, *Robert Jones*, *Jonathan Dickinson*, *William Fishbourn*, *Toby Leech*, *Rees Thomas*, *Isaac Norris*, *Clement Plumsted*, *Isaac Taylor*, *Joseph Pennock*, *Moses Key*, *John Bezor*, *Nathaniel Newlin*, *John Maris*, *James Gibbons*, *Jeremiah Langhorne*, *John Sotcher*, *William Biles*, *Thomas Watson*, *Joseph Bond*, *William Paxton*, *Stoffel Vansant*, and *William Stockdale*; and then the said Members took their Seats in the House.

Evan Lewis, chosen to serve in Assembly for the County of *Chester*, craved Leave to be qualified according to the Law of this Province, intituled, *An Act for the Ease of such as conscientiously scruple to take the solemn Affirmation*, formerly allowed in *Great-Britian*; and, after some Debate,

Ordered, That the said *Evan Lewis*, have Liberty to qualify himself as the said Act directs, to sit and Act in this House; which was done accordingly, and he took his Seat.

The Governor's Speech was read, and ordered to be read again this afternoon.

The Approbation of the Lords Justices to the Law, intituled, *An Act for the Advancement of Justice, and the more certain Administration thereof*, was also read; and then the House adjourned till Three a Clock this afternoon.

The House met, &c.

The Governor's Speech was, according to Order, read again, and is as follows.

Mr. Speaker, and Gentlemen of the Assembly,

"I MUST reflect on every Occasion which I have had to meet the Assemblies of this Province, with great Satisfaction; and the present Opportunity cannot possibly leave a less agreeable Remembrance, since I have the Pleasure to present you with the royal Assent to, and perpetual Confirmation of, a Law which gives you the full Enjoyment of *English* Liberties; and therefore must doubtless be, forever, valued by yourselves and your Posterity, as an inestimable Freedom and Birth-right; I mean the Act which I passed in *May*. 1718, for the *Advancement of Justice and more certain Administration thereof*.

This Success has been chiefly owing to the perfect Harmony and good Correspondence that has hitherto subsisted between me and the Representatives of the People; a Circumstance which secures our Peace, and puts us above the Reach of Faction; for so long as your Friends in this Government continue to be mine, my Enemies must, unavoidably, expect to be treated as yours; and while so guarded, what have we to fear?

Gentlemen, knowing that it is not an usual Season of the Year for a long Session, I would not overcharge you with Business; only I must in one Point take Leave to recommend to you the Imitation of an *English* House of Commons, by voting at first the Sums which you shall judge necessary to support the Charge of Government for the current Year;

and then, with Conveniency, proceeding to the Ways and Means for raising that Supply:

this Method not only gives Life and Credit to the Administration, but will be of great Use to me, both in the Management of the Publick and my own private Affairs, which equally depend upon your Conduct and Good-will."

And then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

Ordered, That *Clement Plumsted*, *William Fishbourn*, *Jere-miah Langhorne*, and *Nathaniel Newlin*, do draw up and prepare an Address, in Answer to the Governor's Speech, and bring it to the House this Afternoon.

Ordered, That *Richard Hill*, and *Robert Jones*, acquaint the Treasurer and Collector of the Impost and Excise, &c. that they get their Accounts, of the Publick Funds ready to lay before this House the fourth Day of *January* next; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Committee appointed to draw the Address to the Governor, brought the same to the House, which was read; and after some Amendments, agreed to by the House, N. C. D. and is as follows.

To the Honourable W I L L I A M K E I T H, Esq; Lieutenant-Governor of the Province of *Pennsylvania*, &c.

The A D D R E S S of the Representatives of the Freemen of the said Province, in Assembly met, in Answer to his Speech of the 15th Instant.

May it please the Governor,

T H E Satisfaction the Governor is pleased to express on his meeting the several Assemblies of this Province is very agreeable to this House: And as his Care on all Occasions hath, hitherto, been an evident Proof of his Affection to the Inhabitants thereof, and his extraordinary Diligence in so speedily getting the royal Approbation to the Law, intituled, An Act for the Advancement of Justice, and more certain Administration thereof, is a further Instance of his great Care and Regard to the Peace and Tranquility of this Province, which lays the Inhabitants thereof under lasting Obligations, and will, we presume, continue as agreeable Harmony between the Governor and the People of this Province, as well as defeat the Endeavours of such who may justly be esteemed Enemies to him and our Constitution.

The Circumstances of this Country, the State of the Publick Funds, and our present Inclination to an Adjournment considered, we crave Leave to proceed no further at present than to assure the Governor, that being deeply sensible of the many Obligations this Province lies under, we esteem it our indispensable Duty to support the Governor and Government to the utmost of our Power, and hope, at our next Meeting, cheerfully to perform the same to general Satisfaction.

By Order of the House,
WILLIAM TRENT, Speaker.

Ordered, That the same being signed by the Speaker, be presented to the Governor by *Clement Plumsted*, *William Fishbourn*, *Jeremiah Langhorne*, and *Nathaniel Newlin*; and that the said Members acquaint the Governor, this House incline to adjourn till the fourth Day of *January* next: Who returned, and acquainted the House, that they delivered the Address to the Governor; for which he returns the House Thanks; and that the Governor agreed to the proposed Time of Adjournment; and desired the House would send the Approbation of the Law, for *Advancement of Justice*, &c. to the Rolls Office to be recorded, and order that then it be lodged in the Secretary's Office.

Ordered, That *Clement Plumsted* do see the same performed the same accordingly; and then the House adjourned till the fourth Day of *January* next.

THE House met pursuant to their Adjournment.

Ordered, That *William Fishbourn*, and *Clement Plumsted*, wait upon the Governor, to acquaint him, that the House is met accordingly to Adjournment, and desire to know if he has any Thing to lay before them; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

William Fishbourn and *Clement Plumsted* report, that they had waited on the Governor, according to Order; who was pleased to tell them, that he had something to lay before the House, which he would do this Day by Eleven a Clock.

Richard Hill and *Robert Jones* reported, that, according to Order of the Sixteenth of *October*, last, they had spoke to the Treasurer and Collector of the Impost and Excise, &c. to get their Accounts ready to lay before this House at this Meeting.

Ordered, That the Provincial Treasurer and Collector of the Impost, &c. lay their respective Accounts before this House this Afternoon; and that *John Sotcher* acquaint them therewith.

Clement Plumsted reported, that, according to Order of the Sixteenth of *October* last, he had carried the Approbation of the Lords of Justices, in Council, to a Law of this Province, intituled, *An Act for the Advancement of Justice, and more certain Administration thereof*, to the Roll's Office; and that the same being there recorded, he had delivered it to the Secretary, *James Logan*.

Resolved, That *Peter Worrall* be continued Serjeant at Arms to this Assembly upon the usual Salary of *Five Pounds per Annum*; who appearing, was attested to the due Execution of his Office.

John Sotcher reported, that he had delivered the Mind of the House to the Treasurer and Collector; who will get their Accounts ready, and attend the House, according to Order.

A Message from the Governor, by his Secretary, That the Governor desire the Attendance of the House immediately at the Court-house: And then the Speaker and Assembly went to wait upon the Governor accordingly; and being returned, the Speaker resumed the Chair, and reported, that they had attended the Governor; who was pleased to make a Speech to this House, of which he had obtained a Copy; and also, that the Governor had delivered to him, to lay before the House, the Repeal of the Lords Justices, in Council, to certain Laws passed in Governor *Cookin's* Time, both which were read, and the Speech is as follows.

Mr. Speaker, and Gentlemen of the Assembly,

"I HAVE no Reason to doubt but that you are come at this Juncture fully satisfied with the Orders that I lately received from *England*, relating to this Government, which, by Advice of Council, and for your Ease, I choose to communicate to you by a printed Proclamation, rather than to call the Assembly purely for that End, without other Business.

The Season being now pretty well advanced, I depend upon the Assurance you gave me at your last Meeting to support me in the Administration of this Government; and from the great Satisfaction which you then expressed at my late Success in yours and the Country's Service, I am encouraged to hope you will give that the Preference to other Business at this Time, especially since you know I never did, and, from the uninterrupted Course of my Conduct, may be assured that I never will. refuse you the Benefit of Passing any Laws which you shall, in Reason, judge at any Time to be wanting for the better Improvement and Advantage of the People whom you represent.

I have ordered to be laid before you, an Instrument from *White-Hall*, repealing several Acts of the Assembly of this Province, passed in the late Governor's Time; and so soon as the Reasons of such Repeal, which I expect by the first Ship from *Britain* shall come to my Hands, it shall likewise be sent to the House for your better Direction; for it is most certainly our Interest, as well as our Duty, to proceed in such Matters with some Caution, for so we shall, at all Times, have a more easy Access to whatsoever we can reasonably desire.

Gentlemen, the considerable Advantages which we daily reap from Unanimity and a perfect Agreement between the Governor and Assembly, must certainly make the continuance of it dear to every One that bears a true Affection to this Province, and its Interest; and this Rule, when duly applied, will ever afford us the best Touchstone or Proof to distinguish *Pennsylvania's* real from her pretended Friends."

Ordered, That the printed Proclamation, mentioned in the Governor's Speech, be read; which was done accordingly.

Ordered, That *Robert Jones*, and *Isaac Taylor*, wait upon the Governor, and inform him, that the House desire he will please to lay before them the Instrument or Order of the Lords Justices in Council, for his Continuation in the Government, upon which the said Proclamation is grounded; and then the House adjourned till Three a Clock in the Afternoon.

The House met, &c.

Robert Jones and *Isaac Taylor* reported, they delivered their Message to the Governor, according to Order, and that he was pleased to answer, he would send those Instruments and Papers to the House this Afternoon.

The Governor, by his Secretary, sent to the House a Copy of the Report of the Lords of Trade, and Plantations to the Regency, for continuing him, the present Governor, *William Keith*, Esq; in the Government of this Province; also a Copy of Secretary *Dclafay's* Letter to Governor *Keith*, on that Head; which being read, was satisfactory to the House.

Ordered, That the same be copied, and remain on the Files of the House, and that the Clerk return them to the Governor.

Owen Roberts, Collector of the Impost, &c. laid before the House his Accounts.

Samuel Preston, Provincial Treasurer, attended, and acquainted the House, that his Accounts were not quite ready. and desired Leave till To-morrow Morning to perfect the same.

Ordered, That he attend the House To-morrow Morning accordingly.

Ordered, That *William Fishbourn*, *Clement Plumsted*, *Jeremiah Langhorne*, and *Isaac Taylor*, be a Committee to settle the Accounts with the Treasurer and Collector of the Impost. &c. and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Treasurer, *Samuel Preston*, according to Order, attended, and laid before the House his Accounts.

Francis Rawle, chosen and returned to serve in Assembly for the County of *Philadelphia*, not having hitherto attended,

Ordered, That the Speaker issue his Warrant or Order to the Serjeant at Arms forthwith to fetch the said *Francis Rawle* to the House, to answer his said Neglect; which was done.

Ordered, That the Governor's Speech be read, which was done; and, after a considerable Debate thereupon,

Ordered, That the same be further considered the eighth Instant in the Afternoon.

Ordered, That the Committee of Accounts go upon the Matters to them referred, and make Report the eighth Instant, at Nine a Clock in the Morning, and that the Treasurer's and Collector's Accounts now laid before this House, be delivered to them.

The Petition of sundry Persons, praying Leave to bring in a Bill for the Ease of such as conscientiously scruple to use the sacred Name in an Affirmation, was presented to the House, and read, and ordered to be read again; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Serjeant at Arms brought to the House *Francis Rawle*, who gave the House his Reasons for his Absence, and then read and subscribed the Qualifications by Law appointed, and took his Seat in the House.

Ordered, That a Bill, prepared by the last Assembly, for the right ordering Hides, and against the Exportation of tanned Leather, be read the first Time; which was done, and ordered a second Reading; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

Ordered, That the several Bills, prepared by the last Assembly, and now lying before the House, be read; and accordingly the Bill for directing the Survey and Confirmation of Lands sold by the Proprietary, and not yet patented, was read the first Time, and ordered a second Reading; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Bill against Blasphemy and Prophaneness, was read the first Time, and ordered a second Reading.

The Bill for regulating Party Walls and Partition Fences in the City of *Philadelphia*, was read the first Time, and ordered a second Reading.

The Bill for preventing Accidents that may happen by Fire in the City of *Philadelphia*, and Town of *Chester* and *Bucks*, was read the first Time, and ordered a second Reading; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

Clement Plumsted, from the Committee of Accounts, reports, that they had made a considerable Progress in settling the Accounts of the Publick Funds, and desired further Time to finish the same; which was granted.

Ordered, That *James Gibbons* acquaint the Treasurer and Collector of the Impost, &c. that they attend the House this Afternoon at Three a Clock.

The House, according to Order, went upon the further Consideration of the Governor's Speech; and the same being read and debated, the Question was put, that the Sum of *Four Hundred Pounds* be presented to the Governor, *William Keith Esq*; for his present Supply? *Passed in the Affirmative*, N.C.D.

Ordered, That the Speaker issue an Order on the Treasurer for the Payment thereof; which was done accordingly; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Petition of *Nicholas Gateau*, Victualler, complaining against the Exaction of the Duty for a *Negro* Man that had belong'd to, and liv'd in, this Province, and being sent over into *West-Jersey*, for a small Time, was brought by the Petitioner, and brought hither again, was presented to the House, and read, and ordered to be read again.

The Treasurer and Collector attended, according to Order, and the House being acquainted of some Delays of the said Collector, in the Discharge of his Duty, he was put upon the better Performance thereof in getting in the Publick Monies, and paying it into the Treasury; and then the said Treasurer and Collector were ordered to attend the Committee of Accounts, till the Accounts of the Publick Funds were finished and compleated.

Ordered, That the Committee acquaint the Treasurer and Collector, that all Bonds taken for the Publick Monies arising on the several Acts of Assembly of this Province, that are not

satisfied in two Months after the Time of the Debenture is out, be forthwith put in Suit by the Attorney-General, and that the Treasurer see the same done accordingly.

Ordered, That the Speaker be desired, with *Nathaniel Newlin*, *Rees Thomas*, and *William Stockdale*, to wait upon the Governor with the Assembly's Order for *Four Hundred Pounds*; and to acquaint him, that there are several Bills prepared, and now lying before this House, which they judge will be most convenient to be perfected, with some others to be prepared, that are now repealed, when the Reasons for such Repeal shall be obtained; and therefore this House incline to adjourn till the second Day of the *Third Month* next; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Speaker reported, that he, with the other Members appointed had waited on the Governor, and had delivered to him the Assembly's Order on the Treasurer for *Four Hundred Pounds*, for which he returns the House Thanks; and also acquainted him with the Inclinations of the House as to the Adjournment; to which he was pleased to answer, they should hear from him this morning.

Clement Plumsted, from the Committee of Accounts, brought to the House the Report of the said Committee in Writing, which he read in his Place, and afterwards delivered the same in at the Table; and the Question being put, that the House doth allow of and confirm the said Report? *Passed in the Affirmative*; which Report is as follows.

THE Committee appointed, by Order of the House of the fifth Instant, to settle the Publick Accounts with *Samuel Preston*, Treasurer, and *Owen Roberts*, Collector of the Impost Duties on *Negroes*, Tonage and Excise, report, that they have settled the Treasurer *Samuel Preston's* Account, and there remains Balance due to him the Sum of *Six Hundred and Thirteen Pounds, One Shilling, and Seven Pence*; besides which, there are sundry Orders of former Assemblies which are not yet taken up, amounting to, as *per* the List hereunto annexed, the Sum of *One Hundred and Eighty-one Pounds, Sixteen Shillings*; which makes the whole Debt of the Province unto this Day, not including any Orders of this present Assembly, the Sum of *Seven Hundred and Ninety-four Pounds, Seventeen Shillings, and Seven-pence*.

THE Committee hath also settled with *Owen Roberts*, Collector of the Impost on *Liquors, Negroes*, Tonage and Excise, and find the said *Owen Roberts* credits the Province the

Sum of *One Thousand Five Hundred and Sixty-eight Pounds*, and *Ten-Pence*, received by him in Manner following.

On Ballance of Account settled with the	}	£ 472 8 5½
Committees of the last Assembly,		

Since which, he hath received for Impost	}	465 19 0¼
on Rum, Wine and <i>Negroes</i> , to the Eighth of the <i>Seventh Month</i> last,		

For Tonage from the 21st of the <i>Ninth Month</i> , 1718, to the 22d of the <i>Ninth Month</i> , 1719,	}	134 8 1

On the late Excise Act, expiring the Fourteenth of <i>May</i> last,	461 5 9
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On the Duty of Goods imported from <i>New-York</i> ,	33 19 9
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In all,	£1568 0 10
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Of which Sum he hath paid into the Treasury,	1129 15 2
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Remains due from him,	438 5 8
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Of which Sum of *Four Hundred and Thirty-eight Pounds*, *Five Shillings*, and *Eighty-pence*, there remains out-standing about *Three Hundred Pounds*, as per List of Debts laid before us; and also the whole Excise remain unaccounted for since the Commencement of the last Act, *viz.* From the Fourteenth of *May*, 1719; which Account the Officer cannot now compleat, his Deputies for the Counties of *Chester* and *Bucks*, having not yet brought in their Accounts; so that the Committee can only observe on this, that the Excise for the first three Months for the County of *Philadelphia*, which is received by the Officer, amounts unto *One Hundred and Eighty-seven Pounds*, *Nine Shillings*, and *Eight-pence*, clear of all Charges.

Upon the Whole, the Committee beg Leave to observe, that the whole Debt of the Province, on the Ballance of the Treasurer's Accounts, and all other Orders issued by former Assemblies, is *Seven Hundred and Ninety-four Pounds*, *Seventeen Shillings*, and *Seven-pence*:

That to discharge this, there remains in the Collector's Hands the Ballance of his Accounts, as being *Four Hundred and Thirty-eight Pounds*, *Five Shillings*, and *Eight-pence*.

That the Money arising on the late Excise Act remains entire since *May* last, being Eight Months.

That in three Months, *per* Account for one County, the Excise is *One Hundred and Eighty-seven Pounds*.

That all Duties on Liquors and *Negroes*, since the Eighth of *September* last, remains to be brought to the Credit of the Publick.

All which being considered, we are of Opinion, that when these several Sums are received, and paid into the Treasury, there will remain a Balance due to the Province: all which is humbly submitted to the Correction of the House.

List of Orders not taken up by the Treasury.

<i>Indian Treaties</i> ,	£ 50	0	0
<i>William Fishburn</i> ,	2	0	0
<i>Andrew Bradford</i> ,	20	0	0
<i>David Lloyd</i> ,	75	0	0
<i>Ralph Asheton</i> ,	24	16	0
<i>Charles Brockden</i> ,	10	0	0

£181 16 0

The Governor, by his Secretary, sent to the House a Written Message, which was read, and is as follows.

Mr. Speaker, and Gentlemen of the Assembly.

"By your Message last Night, I perceive you are inclined to adjourn for some Time.

It was however some Satisfaction to me to understand that you are unanimously of Opinion to support the Charge of Government; and that you would, at your next Meeting, make up the Deficiency of your Performance now.

And surely if your own solemn Engagements, by your Address of the Sixteenth of *October* last, the Interest of your Country, and the Reputation of the most considerable Body of Men amongst you, can have any Weight with the House, you will doubtless shew yourselves forward even to do more than I expect from you."

January 9, 1719.

WILLIAM KEITH.

Ordered, That *William Fishbourn*, and *Clement Plumsted*, acquaint the Collector, the House expects him to compleat the Accounts of the Impost and Excise for the first nine Months, in order to lay them before the Assembly at their next Meeting; and then the House adjourns till the second Day of the *Third Month* next.

THE House met pursuant to their Adjournment.

Ordered, That *Nathaniel Newlin*, and *Toby Leech*, wait upon the Governor, to acquaint him, that the House is met, and desire to know if he has any Thing to lay before them; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

Nathaniel Newlin, and *Toby Leech*, reported, that they had waited on the Governor, according to Order; and that he was pleased to tell them, that he desired the House would attend him this Morning, and would sent the House Notice when he was ready to receive them.

A Message from the Governor, by his Secretary, that the Governor's Council not being readily to be got together, he therefore laid before the House, in Writing what he thought to have spoken himself; which written Message was read, and is as follows.

Mr. Speaker, and Gentlemen of the Assembly,

"THE unanimous Disposition which I understood was expressed amongst you to finish the necessary Supplies for my Support, at the Time appointed for this Meeting, was the only Thing that could have made the Shortness and Deficiency of your last Sessions acceptable to me; and as there shall not any Thing ever be wanting, on my Part, to nourish and continue that perfect Harmony and Agreement which has so happily subsisted between me, and the Assemblies of this Province, from the Beginning of our Correspondence. I cannot, under our present happy Circumstances, suppose a Possibility of any Discontent upon your Parts.

The Inconveniences which were apprehended from the Repeal of some of your Laws, have, by my Care, with the Advice of the Council, been diligently prevented, so that the Course of all the Courts of Law, has, at no Time, been known to run with more Ease and Currency for the Distribution of Justice; and until some Complaint or new Inconveniency appears, I judge it will be our Wisdom to rest satisfied with the present Constitution in that Point.

Upon some Representations that have been made to me, that a Court of Equity or Chancery was very much wanted in this Government, I thought proper to consult the Opinions of Gentlemen learned in the law, and others of good Judgment, who all agree, that neither we, or the Representative Body of any of his Majesty's Colonies, are invested with sufficient Powers to erect such a Court, or that the Office

of Chancellor can be lawfully executed by any Person whatsoever, except him who, by Virtue of the Great Seal of *England*, may be understood to act as the King's Representative in the Place; but the Opinion of your House, of what may be with Safety done for your Country's Service in this Case, shall principally direct my Conduct.

Gentlemen, the Deficiency of the Publick Funds, for answering your Demands, upon the Treasury of this Province, seems to require your particular Attention, since yours, and the publick Credit, as well as my Support, equally depend thereon."

May 3, 1720.

WILLIAM KEITH.

Ordered, That the Report of the Committee of Accounts, the ninth of the *First Month* last, be read; which was done accordingly.

William Fishbourn and *Clement Plumsted* report, that according to the Order of the ninth of the *Eleventh Month* last, they had acquainted the Collector of the Impost with the Mind of the House.

Ordered, That *William Biles* inform the Collector that the House requires his Attendance forthwith; who attended accordingly; and informed the House, that his Accounts were not quite ready, but would compleat the same by To-morrow Noon.

Ordered, That he attend this House To-morrow at Three in the Afternoon with the said Accounts.

The Petition of *Robert Ellis*, praying to be paid some Monies he advanced to apprehend some Pyrates; also the Governor's Certificate of his granting the said *Ellis* a Warrant for his so doing, was presented to the House, and read, and ordered to be read again; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

A Motion was made, that this House do proceed upon such Bills as have had a first Reading in this Assembly, and also upon the Consideration of the Governor's last Message; and, after some Debate thereon,

Resolved, That the further Consideration of the said Matters be deferred till the Collector of the Publick Monies has laid his Accounts before this House; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

Owen Roberts, Collector of the Impost and Excise, &c. laid before the House the present State of the Accounts of the

Tonage on Vessels, and Duty on Liquors and *Negroes* imported, and also the Account of the Excise; which last he informed the House he could not make up and settle, because his Deputies in the Counties of *Chester* and *Bucks*, had not yet paid him any Monies on the Account; and the said Accounts were read and consider'd.

Then the House went upon the Consideration of the Governor's last Message, and the same was read and debated, and thereupon the House came to the following Resolves, *viz.*

Resolved, That the Sum of *Six Hundred Pounds* be presented to the Honourable *William Keith* Esq; or his Assigns, for his Support for this present Year; and that an Order be issued, under the Speaker's Hand, on the Treasurer, for Payment thereof out of the Publick Treasury of this Province; which Order was issued accordingly.

Resolved, That an Order be issued by the Speaker on the Provincial Treasurer, for the Payment of *One Hundred and Fifty Pounds*, out of the Publick Treasury, to *David Lloyd*, Esq; Chief Justice of this Province, as his Salary for this present Year, to be paid after all former Orders of this Assembly, and the immediate Services of this House, are paid; and the said Order was issued accordingly.

Resolved, That an Order be issued under the Speaker's Hand to the Treasurer, for the Payment of the Sum of *Sixty Pounds* to *Andrew Hamilton*, Esq; Attorney-General of this Province, as his Salary for this present Year, to be paid after all other Orders and immediate Services of this House are satisfied and paid; which Order was issued accordingly.

Resolved, That, considering the present Circumstances of this Province, it is the Opinion of this House, that for the present the Governor be desired to open and hold a Court of Equity for the Province, with the Assistance of such of his Council as he shall think fit, except such as have heard the same Cause in any inferior Court.

The Petition of sundry Inhabitants of the Lower parts of the County of *Philadelphia*, complaining of their being rated in the County Levies in both Counties of *Philadelphia* and *Chester*, and praying that the Division Line may be run between the said Counties; was presented to the House, and read.

Ordered, That the said Petition be recommended to the Governor and Council for Remedy.

Ordered, That the Speaker be desired, with *William Fishbourn*, *Jeremiah Langhorn*, and *John Bezor*, to wait upon the Governor, and present him with the Assembly's Order for *Sir*

Hundred Pounds; and that they deliver to him the Resolve of this House relating to the Court of Equity mentioned in his Speech; and that they further acquaint him, that this House incline to adjourn to the Fifteenth of *August* next; and that the Governor be requested to appoint, that the Prothonotary of the Supreme Court may reside in *Philadelphia*.

Ordered, That *William Fishbourn*, and *Clement Plumsted*, revise the Minutes of this Assembly, and that the Clerk do fairly transcribe the same; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Speaker, with the other Members appointed Yesterday to wait upon the Governor, report, that they delivered to the Governor the Assembly's Order for *Six Hundred Pounds*, and also their Message; to which he was pleased to answer, that he returned the House Thanks for their Order on the Treasurer; and that he would take proper Measures as to the Court of Equity; and that the Clerk of the Provincial Court should reside in *Philadelphia*; they also delivered to him the Petition of the Inhabitants of the lower Parts of the County of *Philadelphia*, according to the Order of the House.

The Governor, by his Secretary, sent to the House a written Message, which was read, and is as follows.

Mr. Speaker, and Gentlemen of the Assembly,

"I RETURN you my hearty Thanks for the Support you have so readily and cheerfull granted me; and as my greatest Enjoyment and Satisfaction will always be placed in the true Honour and Prosperity of *Pennsylvania*, I cannot but joy with you to see this Time, when no other Emulation or Contention appears between the Governor and the People, but which shall shew themselves most forward to promote the Ease and Happiness of the other."

May 5, 1720.

WILLIAM KEITH.

Ordered, That the Committee of Accounts be continued: that they, or some of them, call upon the Collector of the Impost, &c. from time to time, and press him to Dispatch in getting in the Publick Monies, and that he be directed to pay the same into the Treasury; and also, that he fail not to have his Accounts ready to lay before this House the first Day of their next Meeting; and that they further acquaint him, that this House expects, that at the same time he do fully account for his Deputies in the Counties of *Chester* and *Bucks*.

Ordered, That the Collector be served with a Copy of the above Order, and that another be delivered to the Committee; and then the House adjourned till the Fifteenth of *August* next.

THE House met pursuant to their Adjournment.

Ordered, That *William Fishbourn*, and *Clement Plumsted*, wait upon the Governor, and acquaint him, that the House is met according to Adjournment, and desire to know if he has any Thing to lay before them; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

William Fishbourn, and *Clement Plumsted* reported, they had waited on the Governor, according to Order; and that he was pleased to deliver to them in Writing what he designed for a Message to the House; and also sundry Minutes of Council, and the Copy of a Letter from him to the Governor of *New-York*, relating to the *Indians*, which he desired might be laid before the House; and they delivered the same to the Speaker.

Ordered, That the said Message be read; which was done, and is as follows.

Mr. Speaker, and Gentlemen of the Assembly,

"I HAVE ordered several Minutes of the Council to be laid before you, whereby you will not only preceive, that all due Regard has been had to the Particulars which, at your last Meeting, were recommended to me from your House, but also you will understand the Reasons of my Concern for the present defenceless Condition of this Colony, for which I intend to make all the Provision I can, by endeavouring to raise a voluntary Militia; and I hope my Care in so essential a Point of Government cannot be disagreeable to you.

I know, by Experience, that the Assemblies of this Province have a just Regard to their own Honour in the Exact Performance of all their Promises and Resolutions; wherefore I need only mention it to you, that when the Law *for the Advancement of Justice* was sent Home, in the Year, 1718 *One Hundred and Fifty Pounds* was then voted by the Assembly to be paid unto such an Agent as should be appointed for that and other Services.

The great Share and Concern which, at the Assembly's earnest Request, I took upon me in obtaining a speedy and full Approbation of that valuable Law is not unknown to the Speaker, and most of the present Members; and it is

but doing Justice therefore to acquaint you, that my particular Friend, *Thomas Beak*, Esq; was the principal and sole Agent employ'd by me in that and other publick Affairs of this Province, for which he has not yet received the least Consideration.

Thirty odd Pounds, Sterling, was indeed, actually laid out of Pocket by Mr. *Henry Goldney*, Merchant, in *London*, of which Mr. Secretary *Logan* can particularly inform you.

The Success, however, and Dispatch being chiefly owing to my Friend, who, by his convenient Residence at the Council-Office, in *White-Hall*, and his constant Correspondence with me, daily demonstrates a ready Capacity, as well as a hearty Inclination, to serve us; I make no Doubt, but the usual Prudence and good Judgment of this House will lead them to make such an Acknowledgment of Mr. *Beak's* past Services, as may effectually secure him in the Interest of this Colony for the future.

Besides may obvious Reasons which seem to infer some necessity of having a diligent and watchful Agent at home, the sorry, underhand, groundless Complaints of many little busy Bodies, which often give great Uneasiness to the Government of his Majesty's Colonies abroad, and whereof this Province has had its own Share of Experience, sufficiently demonstrate the Inconveniencies we shall be continually subject to for want of such an Officer.

Whensoever, therefore, the House of Assembly shall think fit to relieve both themselves and me from that Bondage, by a suitable Provision to a constant Agency, as is every where else established in *America*, I must take Leave to recommend your Friend Mr. *Beak* unto your Thoughts, preferable to all others; and this I can promise, in his Behalf, that whatsoever incident Charges are by him laid out, as Occasion requires, in the Publick Service, will be faithfully and particularly accounted for unto the Assembly, from Time to Time, and their Money disposed of with the utmost Management and Frugality.

WILLIAM KEITH.

Ordered, That the Governor's Proclamation for holding a Court of Chancery be read; which was done, and follows in these Words, *viz.*

By Sir WILLIAM KEITH, Esq; Governor of the Province of
Pennsylvania, and the Counties of *New-Castle*, *Kent*
and *Sussex*, upon *Delaware*,

A PROCLAMATION.

WHEREAS Complaint has been made, That Courts of Chancery, or Equity, tho' absolutely necessary in the Administration of Justice, for mitigating in many Cases the Rigour of the Laws, whose Judgments are tied down to fixed and unalterable Rules, and for opening a Way to the Right and Equity of a Cause for which the Law cannot, in all Cases, make a sufficient provision, have, notwithstanding, been too seldom regularly held in this Province, in such Manner as the aggrieved Subjects might obtain the Relief which by such Courts ought to be granted. And whereas the Representatives of the Freemen of this Province taking the same into Consideration, did, at their last Meeting in Assembly, request me, that I would, with the Assistance of the Council, open and hold such a Court of Equity for this Province: To the End, therefore, that his Majesty's good Subjects may no longer labour under those Inconveniencies, which are now complained of, I have thought fit, by and with the Advice of the Council, hereby to publish and declare, That, with their Assistance, I purpose (God willing) to open and hold a Court of Chancery or Equity, for this Province of Pennsylvania, at the Court-house of Philadelphia, on Thursday, the Twenty-fifth Day of this Instant August; from which Date, the said Court will be and remain always open for the Relief of the Subject, to hear and determine all such Matters, arising within this Province aforesaid, as are regularly cognizable before any Court of Chancery, according to the Laws and Constitutions of that Part of Great-Britain called England; and his Majesty's Judges of his Supreme Courts, as well as the Justices of the inferior Courts, and all others whom it may concern, are required to take Notice hereof, and to govern themselves accordingly.

Given at Philadelphia, the Tenth Day of August, in the
Seventh Year of the Reign of our Sovereign Lord
GEORGE, King of Great-Britain, France and Ireland,
Defender of the Faith, Annoq; Domini, 1720

GOD save the KING.

WILLIAM KEITH.

Resolved, That the Governor's written Message be forthwith taken into Consideration, and the same was again read; and, after some Debate thereon,

Ordered, That the same be further considered, when the State if the Publick Accounts are seen.

Ordered, That *Stoffel Vansant* acquaint the Collector of the Impost, &c. that he attend the House forthwith: Who attended accordingly, and laid his Books of the Publick Accounts before the House.

Ordered, That *William Fishbourn* acquaint the Treasurer to attend this House To-morrow Morning with his Accounts of the Publick Treasury; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The treasurer and Collector of the Impost and Excise, &c. attended, and laid their Accounts before the House.

Ordered, That *Clement Plumsted*, and *William Fishbourn* be a Committee on the said Accounts, and report their Proceedings therein to the House this Afternoon.

The Petition of *Robert Ellis*, relating to the Apprehending of sundry Pyrates, who attempted to run away with a Vessel out of this River, and praying an Allowance of his Expences in the Enterprize; was read a second Time, and fully considered.

Resolved, That the said *Robert Ellis's* Account, for the aforesaid Undertaking, be allowed, and that an Order for Payment thereof be forthwith issued under the Speaker's Hand, viz. *Eight Pounds, Five Shillings*; which was done accordingly; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

William Fishbourn and *Clement Plumsted* report, that they had settled the Treasurer's Account of the Publick Debts and Credits of the Province, the Balance whereof due from the Publick, including all Orders extant, to the sixteenth Instant, is *One Thousand Three Hundred and Seventy-seven Pounds, Five Shillings, and Six-pence*, as by an Account, under the Treasurer's Hand, remaining on the Files of this House; and by the best Computation they can make of the Impost, and the Account of the Excise of the Three Counties, to the Fourteenth of *May* last, and Tonage to the Eighth of *July*, exhibited to them, there will come in to the Treasury *Nine Hundred and Forty-four Pounds, Nineteen Shillings, and One Penny Half-penny*, besides three Months Excise for the Three Counties, due to the Fourteenth Instant, which, we presume, will be near a Ballance.

Ordered, That *Nathaniel Newlin*, and *Toby Leech*, wait upon the Governor, to acquaint him, that this House desire to know what Charge is already accrued in negotiating the Affairs of this Government at Home, and by whom such Services was performed.

Ordered, That *John Sotcher* go to *James Logan*, and desire him to inform the House, what Account he hath from *Henry Goldney*, or others, of Money advanced in *Great-Britain* for the Service of this Government; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

Nathaniel Newlin and *Toby Leech* reported, that they delivered their Message to the Governor, according to Order; who was pleased to answer, That *Thomas Beak* had negotiated the Affair that was intrusted to him for this Province, and that *Henry Goldney* had advanced some Money towards defraying the Charge of that Negotiation, which was expended in the several Offices; but that *Thomas Beak* had received no Consideration for his Trouble.

John Sotcher informed the House, that he had called upon *James Logan*, as the House ordered; who told him, that *Henry Goldney* had advanced *Thirty Pounds Sterling*, and upwards, for the Service of this Government, in getting the Law for *Advancement of Justice*, &c. approved, but had no Account of the Particulars of that Charge.

Upon the Debate of that Part of the Governor's Message, about the Agency, and the Report of the Members this Morning.

Resolved, That an Order be forthwith issued, under the Speaker's Hand, for the Sum of *One Hundred and Fifty Pounds*, out of the Treasury, payable to the Speaker, *Isaac Norris*, and *Jonathan Dickinson*, or any two of them in Trust, to answer such Demands as are or shall appear due in *Great-Britain* for the Publick Services of this Province, pursuant to a Vote of Assembly the Thirty-first of *May*, 1718; and that the said Persons lay the Account of their Proceedings before the Assembly from time to time.

Ordered, That *Isaac Norris*, and *Clement Plumsted*, draw up an Address, in Answer to the Governor's written Message the Sixteenth Instant; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

Isaac Norris, and *Clement Plumsted*, according to Order, brought to the House the Address, which was read, and is as follows.

May it please the Governor,

THE Representatives of the Province of Pennsylvania, in Assembly, return to the Governor our hearty Thanks for his Message of the sixteenth Instant, and crave Leave to acquaint the Governor, that having read and fully considered the Contents thereof, this House requests that the Governor would be pleased, in the Establishment of the Court of Equity, further to answer the former Message of this House, by excepting such of the Council for his Assistants, as have heard the same Cause in any inferior Court, which may come before them in Equity, without any other Restriction.

As to what the Governor is pleased to mention in his Message, that he intends to make all the Provision he can for the Defence of the Country, by endeavouring to raise a voluntary Militia, we can only crave Leave to observe to the Governor, that whereas the Majority of the Inhabitants of this Province, as well as the Members of this House, are of the People called Quakers, whose known Principles are against War, so we cannot encourage the same; yet, as we represent all the People of this Province, we do not think fit to restrict any of a different Persuasion from exercising their Freedom therein; but since the Governor apprehends it to be his Duty, this House therefore requests the Governor, if he shall still think fit to continue his Intentions, that he will use his wonted Prudence and Care, not only that it be voluntary, but that the Peace and Quiet of the Inhabitants, one amongst another, may be preserved.

Although this House does not, at this Session, incline to stay together long enough to settle an Agency in such Manner as we apprehend it ought to be done for general Service and Satisfaction, yet Care is now taken to appoint the Speaker, Jonathen Dickinson, and Isaac Norris, Trustees to receive Money from the Publick Treasury as soon as it can be raised, in order to answer what may appear due from this Province for Services done in Great-Britain.

Ordered, That the Speaker sign the same, and that Clement Plumsted, Jeremiah Langhorne, Nathaniel Newlin, and Frances Rawle, wait upon the Governor therewith, and acquaint him, that this House design to break up, unless the Governor has any other Business to lay before them, or requires their further Attendance: Who returned, and report, they delivered the Address to the Governor; who read it, and returned the House Thanks for the same, and expressed his Satisfaction with what the House has done about the Agency; and also,

that he will settle the Courts of Chancery exactly to the Mind of the House.

Ordered, That the Speaker sign Tickets to the Members for their Service, and that the Clerk witness a Ticket to the Speaker for his Service; which was done accordingly.

Ordered, That *Jonathan Dickinson*, and *Clement Plumsted*, examine and regulate the Journal of this Session; and that the Clerk transcribe the Journal of all the Proceedings of this Assembly, in a Book, to remain as a Record in the Chest; and also a Copy thereof for the Governor.

Ordered, That the Speaker sign the fair Journal or Record of the Proceedings of this Assembly.—*And then the House rose, and the Session concluded.*

WILLIAM TRENT, Speaker.

At an ASSEMBLY held in PHILADELPHIA, the Fourteenth Day of OCTOBER, ANNO DOMINI, 1720.

The Names of the Representatives of the Freemen of the Province of *Pennsylvania*, elected to serve in Assembly for the ensuing Year according to the Returns of the Sheriffs of the respective Counties, *viz.*

Philadelphia County.	Chester County	Bucks County.
<i>Robert Jones,</i>	<i>Joseph Pennock,</i>	<i>Jeremiah Langhorne</i>
<i>Samuel Carpenter,</i>	<i>Samuel Levis, jun.</i>	<i>John Sotcher,</i>
<i>Rees Thomas</i>	<i>Isaac Taylor,</i>	<i>William Biles,</i>
<i>Isaac Norris,</i>	<i>Israel Taylor,</i>	<i>Thomas Watson,</i>
Speaker.	<i>John Maris,</i>	<i>Joseph Bond,</i>
<i>Morris Morris,</i>	<i>Ralph Pile,</i>	<i>Henry Nelson,</i>
<i>Clement Plumsted,</i>	<i>Daniel Williamson,</i>	<i>William Paxton,</i>
<i>William Trent,</i>	<i>David Lewis.</i>	<i>Joseph Kirkbride.</i>
<i>Richard Hill.</i>		

City of Philadelphia.

William Fishbourne, *Jonathan Dickinson.*

A QUORUM of the Representatives being met, as the Law and Charter of Privileges directs, proceeded to choose a Speaker, and *Isaac Norris*, Esq; was elected, *Nemine Contradicente*, Speaker of this Assembly; who was accordingly placed in the Chair.

Ordered, That *Isaac Taylor*, *Rees Thomas*, *Jeremiah Langhorne*, wait upon the Governor, and acquaint him, that a

Quorum of the Representatives are met, have chose their Speaker, and desire to know when he will please to be attended by the House, in order to present him; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Members appointed Yesterday to wait upon the Governor, report, they delivered their Message, according to Order; and that the Governor was pleased to answer, he would be ready to receive the House at Ten a Clock this Morning.

Ordered, That *Isaac Taylor*, and *Rees Thomas*, wait upon Governor, to know if he be ready to receive the House: Who returned, and informed the House, that the Governor was pleased to say, he would send the House Notice when he was ready to receive them.

A Message from the Governor, by his Secretary, that the Governor desires the Attendance of the Speaker, with the whole House, forthwith: And accordingly the House went to wait upon the Governor, to present their Speaker; and being returned, the Speaker assumed the Chair, and reported, that they had waited on the Governor; and that the Governor had been pleased to approve the Speaker, and make a Speech to this House, of which he had obtained a Copy, which was read, and is as follows.

Mr. Speaker, and Gentlemen of the Assembly,

"THOUGH the Constitution of the Government of this Province gives me frequent Opportunities of meeting new Assemblies, which Privilege, in other Places, has often bred Animosities and Disputes; yet, to the Honour and just Praise of the good People of *Pennsylvania*, it has, I thank God, during my Time, had a quite different Effect here; for the Blessings of Peace, Unanimity, and Contentment, have, hitherto, attended every Season of our Meeting together; so that I am fully perswaded all those who have the Wisdom to choose, or Goodness enough to relish the Advantages of an orderly and quiet Government, will chearfully lay hold of every Opportunity to express their Goodwill and Desire to support and maintain that which is so necessary to continue the Enjoyment of their present happy Condition.

You will, doubtless, observe, that most of the Acts of Assembly, upon which the Revenue for the Support of Government depend, do expire this Year, so that it will be proper for you to meet upon the necessary Dispatch of the Publick Business as soon as conveniently you can; and in raising (as I may justly call it, with respect to the growing Strength

and Ability of this Colony) that small Supply which the Exigencies of the Government either require, or is expected from you, I hope you will endeavour that it be done with as much Equality, Justice, and Ease, to the Subject, as may be; and also with such a due Regard to our happy Dependence upon the Favour and Protection of *Great-Britain*, as that there may not be any Occasion given for the least Complaint there.

Gentlemen, you may be assured that I cannot even wish to be employed in any Thing so much to my Satisfaction as that of promoting the Happiness and Prosperity of this Province; but altho' I do actually employ my whole Time and Thoughts to that Service, yet I find that both you and I must frequently expect to be disappointed without the Assistance of an Agent at Home; wherefore I most earnestly recommend to you the Speedy Establishment of so necessary an Officer.

I shall conclude with observing to you, that too many Sessions in one Year, and repeated Delays in entering upon Business, does but add to your Trouble, and the Publick Charge; and Evil which is altogether in your own Powers to redress."

October 15, 1720.

The Qualifications appointed by Law being read at the Table, the Speaker in his Chair subscribed the same; and after him the Members in their Course, as follows, *viz.* *Isaac Norris*, Speaker, *Robert Jones*, *Rees Thomas*, *Morris Morris*, *Clement Plumsted*, *Richard Hill*, *William Fishbourn*, *Jonathan Dickinson*, *Joseph Pennock*, *Samuel Levis*, jun. *Isaac Taylor*, *Ralph Pile*, *Daniel Williamson*, *David Lewis*, *Jeremiah Langhorne*, *John Sotcher*, *William Biles*, *Thomas Watson*, *Joseph Bond*, *Henry Nelson*, *William Paxton*, and *Joseph Kirkbride*.

Samuel Carpenter attended, and desired some further Time to consider of the Qualifications before he took the same; which was granted.

Ordered, That the Governor's Speech be again read; which was done: And thereupon the House taking into Consideration when would be the most suitable Time to proceed upon the Business of the Country, and what is recommended to them by the Governor's Speech; and, upon Debate, the Question was put, that this House, if the Governor concur, do adjourn to the sixth day of *February* next? *Passed in the Affirmative.*

Ordered, That *Robert Jones*, *Daniel Williamson*, *Joseph Kirkbride*, and *William Fishbourn*, wait upon the Governor, and

return him the Thanks of this House for his Speech; and acquaint him, that the House incline to adjourn till the sixth Day of *February* next, if he please to approve thereof, and intend them further to consider the Governor's Speech, and hope to answer the same to his Satisfaction.

Ordered, That *Jonathan Dickinson*, and *William Fishbourn*, call upon the Treasurer and Collector of the Impost, &c. and press them to Dispatch in getting in the Publick Monies, and not to fail of having their Accounts ready to lay before the House at their next Meeting.

Ordered, That *Richard Hill* and *Jonathan Dickinson*, assist the Speaker in providing a Room convenient for the Assembly to sit in at their next Meeting.

The Members appointed to wait upon the Governor, returned, and report, they delivered their Message to the Governor, according to Order, who approved of the Time of Adjournment, and hoped the House would then heartily proceed upon Business; and then the House adjourned till the sixth Day of *February* next.

THE House met pursuant to their Adjournment.

Ordered, That *Isaac Taylor*, and *John Sotcher*, wait upon the Governor, to acquaint him the House is met, according to Adjournment, and will adjourn till To-morrow Morning at Nine a Clock. and desire to know if he has any further Business to lay before the House; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

Samuel Carpenter, *Israel Taylor*, and *John Maris*, chosen to serve in Assembly for this Year, not being qualified at the last Meeting, now subscribed the same Qualifications with the other Members, as the Law directs, and took their Seats.

The Members appointed, the fifteenth of *October* last, to call upon the Treasurer and Collector of the Impost, &c. report, that they had so done, and that they promised to attend the House with their Accounts accordingly.

Ordered, That the Minutes of the last Session be read; which was done.

Ordered, That the Rules practised by the last Assembly be read; which was done; and the same being considered, the Question was put, that the same Rules, except the Eleventh, Eighteenth, and Nineteenth, shall be the Rules of this Assembly? *Passed in the Affirmative*; which remaining Rules are as follows, *viz.*

1. THAT any Member indecently carrying himself towards the Speaker, or any of the Members, by Reflections, or

uncomely Behaviour, in the House, or shall transgress this or any of the following Rules, shall for the first Offence be reprov'd, for the second and after fined, as the House thinks fit, not exceeding *Ten Shillings*.

2. That all Members, offering to speak, stand up, and direct his Speech to the Chair, and speak pertinently to the Occasion, and having ended to sit down; none to speak more than twice to one Matter (especially upon Bills) without Leave of the Speaker.

3. That none presume to interrupt another, nor offer to speak until the first sits down.

4. That the Members forbear talking to each other, and keep Silence, unless when they have Occasion to speak in Order as aforesaid.

5. That no Member endeavour to pervert the Sense of another's Speech.

6. That the Speaker have Power to stop all unnecessary, tedious, and superfluous Discourse, and to command Silence when needful.

7. That the Members avoid naming others when they may have Occasion to observe or take Notice of their Speech, but have Respect to the Time of their Speaking, or to the Seat they have, as Right or left-hand of the Chair.

8. That no Members presume to go in or out before the Speaker, he being present, nor depart the House without his Leave.

9. That upon Debates, and passing of Bills, the Majority of Votes shall govern; and when the Votes of the Members are equal in Number, the Speaker may have the Casting Vote.

10. That the Speaker may, with the Consent of the House, require any Member offending to stand at the Bar, and there receive the Censure of the House.

11. That no Member who is against the Body of a Bill shall be appointed to be of a Committee concerning that Bill.

12. That the Speaker may have Power to nominate Persons for Committees; and that none who are nominated refuse the Service; nor that any of the Members shall be hereby debarred of their Privileges of nominating Persons if they think fit, or rejecting such as are nominated by the Speaker; in which Case, the Opinion of the House shall rule.

13. That Bills to be passed into Laws, may be brought in by any particular Member, or received by them, or the Speaker from others, and presented to the House, who is to order the Clerk loudly to read them; and after reading, to be respectfully delivered to the Speaker, and by him to mark

or Note (by Breviate or otherwise) all Bills, and declare the Nature and Use of the same; which, if not rejected, to cause to be read a second Time; and, after deliberate Consideration thereon, and Amendments made, if needful, cause it to be read the third Time, and sent to the Governor, as the House shall think, for his Assent; but that no Bill be read twice in one Day, except on extraordinary Occasions.

14. That at the first Reading of Bills the Members avoid any close Debate, and seriously deliberate on the Contents, in order to their better Information before the second Reading; and that the said Bills do lie on the Table for the Members to peruse; and that no Member presume to carry a Bill out of the House without Leave.

15. That all Questions put by the Speaker, to know the Mind of the House, be answered by the Members standing up, and saying Yea, or Nay, as they shall see meet.

16. That if it shall happen, that a Debate prove tedious, and any four Members shall stand up, and request the Speaker to put the Matter in Debate to the Vote, he shall not refuse it.

17. That those Members who do not appear within Half an Hour after the Assembly's Bell ceases to ring, shall pay *Eight-pence*; and *Eight-pence* an Hour for every Hour's Absence afterwards, unless they can shew Cause, to the Satisfaction of the House, for the same, which shall be determined by an immediate Vote.

Ordered, That the Governor's Speech, of the Fifteenth of October last, be read; which was done.

The Question was put, that the Governor's Speech be answered in Writing? *Passed in the Affirmative*.

The Members appointed last Night to wait upon the Governor, and acquaint him with the Meeting of this House, report, they had so done; and that he was pleased to tell them, he had laid before the Assembly, at their last Meeting, what he thought was proper for them to take into Consideration; that if the Assembly had any Thing for the Good of the Country to lay before him, it should meet with his ready Concurrence; and what, hereafter, offered to him, fitting to lay before the House, should be communicated to them in Writing.

Ordered, That the Governor's Speech be again read, and considered; and, after some Time spent therein,

Ordered, That *Richard Hill*, *Jonathan Dickinson*, *Joseph Kirkbride*, and *David Lewis*, with the Assistance of the

Speaker, draw up an Address in Answer thereto, and bring it to the House Tomorrow Morning.

Ordered, That *William Fishbourn, Clement Plumsted, Jeremiah Langhorne, and Isaac Taylor*, be a Committee of Accounts.

Ordered, That the Committee of Accounts view and examine the Accounts of the Treasurer and Collector this Afternoon, and make Report of the State thereof to the House To-morrow Morning.

Ordered, That *Samuel Carpenter, Rees Thomas, John Sotcher, and John Maris*, and as many other Members as are not on other Committees, meet this Afternoon, and take an Account or List of such Bills and Petitions as now lie before this House, and make such Notes or Remarks thereon as shall occur to them to be convenient to be laid before the House; and then the House adjourned till Ten a Clock To-morrow Morning precisely.

The House met, &c.

The Committee Yesterday appointed to draw the Address to the Governor, brought the same to the House, which they delivered to the Speaker, and the same being read, was agreed to by the House, and is as follows.

THE ADDRESS of the Representatives of the Province of *Pennsylvania*, in Assembly, in Answer to the Governor's Speech of the 15th of *October* last.

May it please the Governor,

OUR last Meeting (*being at the Close of the Week*) not admitting Time for such a Consideration of the Governor's Speech as our Duty and Inclination obliged us to, we intreat the Governor's favourable Construction of the Delay to this Session; and have Reason to depend, that he will overlook that Accident, and so construe our hearty good Intentions towards him as to make this Address seasonable.

As the annual Choice of Representatives has its Advantages, so it is with equal Pleasure and Satisfaction to the good People of this Province, that, thro' the wise Conduct of our Governor, and the Satisfaction the Assemblies have had therein, none of the Inconviences which might otherwise have attended such Privileges have hitherto accrued.

We have now appointed a Committee to examine the State of Publick Accounts, and shall forthwith proceed to take into Consideration such Acts, upon which any Part of the Revenue depends, as are near expiring; and observe (as it is our Duty) the Caution which the Governor recommends to us, in the

further Establishment of our Funds, for the Publick Exigencies of this Government as much as is possible in our present Circumstances.

Some Measures, we find, were taken by the last Assembly to answer what had been expended, or was necessary for the Service of this Country, in Britain, by an Agency: Persons were nominated, and an Order issued to enable them to make the necessary Remittances for the Satisfaction of those who had deposited and served the Country in that Respect; but other preceding Orders having postponed that hitherto, we shall take Care, upon the Report now expected from the Committee, to go into what further Measures are in our Power to expedite that Affair.

We are pleased that the Governor's Opinion strenthens that of this House, who see that frequent Adjournments are not advantageous to the Business of the Country, nor to the private Avocations of the Members, and it is hoped we shall act accordingly.

Ordered, That the same be transcribed, signed by the Speaker, and presented to the Governor, by Richard Hill, Jonathan Dickinson, Thomas Watson, and Daniel Williamson.

The Members appointed Yesterday to take a List of what Bills were lying before the House, reported the Matter to them referred, and delivered to the Speaker the said List as follows.

Bills now lying before the House.

An Act for the right ordering Hides, and true and well tanning, currying, and working of Leather, and against the Exportation thereof.

An Act for building and maintaining Pounds in this Province.

An Act for regulating Party-Walls, Buildings, and Partition-fences, in the City of Philadelphia.

An Act for preventing Accidents that may happen by Fire in the City of Philadelphia, Towns of Chester and Bucks.

An Act against Blasphemy and Profaneness.

An Act directing the Survey and Confirmation of Lands sold by the Proprietary or the present Trustees of this Province, or by his or their Agents or Commissioners.

An Act for the better Encouragement of making right good fine Flour.

An Act gainst unlawful Maintenance, Champerty, Embracery, and buying of Titles and pretended Rights.

A Supplementary Act to a Law, intituled, An Act for ascertaining the Dimensions of Casks, and for the true Packing

of Meat for Transportation.

An Act directing how petty Offences shall be punished.

An Act for laying a Duty on Shallops, Flats, Boats and Canoes, belonging to the Western Division of *New-Jersey*, which shall carry Goods, or Passengers from this Province for Hire or Reward.

An Act ascertaining the Privileges of Assemblies.

An Act against forcible Entry.

An Act against Robbing and Stealing.

An Act against Vagrants, &c.

An Act for the Breed and Increase of good Horses.

An Act to prevent the Killing of Deer out of Season.

An Act to prevent Persons, not qualified accordingly, from ranging the Woods, with Guns, &c. And,

An Act to prohibit Persons, who are not Freeholders, from keeping great Numbers of Cattle.

The Bill about tanned Leather was read, and considered, and

Resolved, That instead thereof a shorter Bill be drawn up, which shall oblige the making good Leather upon a suitable Penalty; to lay a Duty upon Exportation of it when above *Nine-pence per Pound*; and to prevent the Inconveniencies which arise from tanning and currying by the same Person.

Ordered, That Samuel Levis go to the Committee of Accounts, and acquaint them, that the House expects their Report immediately: Who returned, and acquainted the House, that the Committee were on the Business they had in Charge; but could not finish their Report till To-morrow Morning; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Members appointed to wait on the Governor with the Address of this House, report, that they delivered the same to him; who returned for answer, that he gave the House Thanks for their affectionate Address; and desired them to inform the House that he will readily join with whatsoever the Assembly shall think fit to propose to him for the Good of the Country; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

A Bill, intituled, *An Act for building and maintaining of Pounds in this Province*, was read the first Time, and ordered a second Reading.

The Bill about Party-walls and Partition-fences in the City of *Philadelphia*, was read the first Time, and ordered a second Reading.

The Bill for preventing Accidents that may happen by Fire in the City of *Philadelphia*, Towns of *Chester* and *Bucks*, was read the first Time, and ordered a second Reading.

The Bill against Blasphemy, was read the first Time, and ordered a second Reading.

The Bill directing the Survey and Confirmation of Lands, sold by the Proprietary, or his Commissioners, or Agents, was read the first Time, and ordered, a second Reading.

The Bill for the Encouragement of making good Flour, was read the first Time, and ordered a second Reading and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Bill, intituled, *An Act against unlawful Maintenance, Champerty, Embracery, and buying of Titles and pretended Rights*, was read the first Time; and the Question being put, that the said Bill be read a second Time? *Passed in the Negative.*

A Bill, intituled, *A supplementary Act to the Law for ascertaining the Dimensions of Cask, and for the true Packing of Meat for Transportation*, was read the first Time, and ordered a second Reading.

A Bill directing how petty Offences shall be punished, was read the first Time, and

Ordered, That, instead thereof, a Bill be prepared and brought in for Punishment of petty Larceny in a summary Way, and with easier Charge.

The Committee of Accounts informed the House, that they were not yet ready to report the Publick Accounts; and desired a List of what Orders have been issued since the ninth of *January*, 1719. together with the Treasurer's Account, ending at that Time, and also Leave to sit again; which was granted.

The Bill, intituled, *An Act for laying a Duty on Shallops, Boats, &c. belonging to the Western Division of New-Jersey*, which carry Goods or Passengers for Hire or Reward, was read the first Time, and the Question being put, that the said Bill be read a second Time? *Passed in the Negative.*

The Bill, intituled, *An Act for ascertaining the Rights and Privileges of the Assemblies of this Province*, was read, the first Time, and ordered a second Reading.

The Bill, intituled, *An Act against forcible Entry*, was read the first Time, and the Question being put, that it be read a second Time? *Passed in the Negative.*

The Bill, intituled, *An Act against Robbing and Stealing*, was read the first Time, and the Question being put, that the same be read a second Time? *Passed in the Negative.*

The Bill, intituled, *An Act for the Increase of good Horses*, was read the first Time, and ordered a second Reading.

The Bill against Killing Deer out of Season was read the first Time, and ordered a second Reading.

The Bill prohibiting Persons, not qualified accordingly, to carry Guns, and shoot on other Men's Lands, &c. was read the first Time, and ordered a second Reading.

The Bill, intituled, *An Act prohibiting Persons, not being Freeholders, to keep great Numbers of Horses and Cattle*, was read the first Time, and ordered a second Reading; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

A Transcript, or Copy, of the Act of Parliament against Vagrants, was read; and the House being of Opinion that some Part thereof might be beneficial to this Province,

Ordered, That a Bill against Vagrants be brought in, adapted to the Circumstances of this Country, and, as near as may be, agreeable to the Laws of *Great-Britain*.

A written Message from the Governor, by his Secretary, was read, giving his Thanks to the House for their Civility shewn to the Governor of Maryland; and taking Notice, that himself avoids not the Expence and Care which attends such Civilities as may render this Province easy and happy.

William Trent, chosen to serve in Assembly, for the County of *Philadelphia*, not having hitherto attended, took and subscribed the Qualifications, as the Law directs, and took his Place; and then the House adjourned till Nine a Clock Tomorrow Morning.

The House met, &c.

The Committee of Accounts delivered to the House their Report in Writing, which was read, and is as follows, *viz.*

THE Committee appointed, by Order of the House, the 17th of the *Twelfth Month*, 1720-1, to settle Accounts with *Samuel Preston*, Treasurer of this Province, and also with *Owen Roberts*, Collector of the Duty on Wine, Rum, *Negroes*, Excise and Tonage, report, That they have settled the Treasurer *Samuel Preston's* Account, and there remains Ballance due to him, when all Orders are paid which have been issued unto this day, the Sum of *Five Hundred Seventy-nine Pounds*,

Two Shillings and Four-pence Halfpenny; in which Sum is included *One Hundred and Fifty Pounds*, ordered by Assembly the 18th of *August 1720*, to be paid unto *William Trent, Isaac Norris, and Jonathan Dickinson*, which they are to apply for Support of an Agency in *Great-Britain*, and to lay the Account of their Proceedings before the Assembly from time to time.

The Committee hath also settled with *Owen Roberts*, the Collector, and find that the said Collector Credits the Province the Sum of *Two Thousand Four Hundred Forty-five Pounds, Five Shillings, and Six-pence Halfpenny*, received by him in Manner following.

On the Ballance of Account settled with the Committee the 9th of the <i>Eleventh</i> <i>Month, 1719-20,</i>	}	£ 438	5	8¼
For Impost on Wine, Rum and <i>Negroes, to</i> the 6th of <i>October, 1720,</i>	}	668	2	5¼
For Tonage to the 14th of <i>October, 1720,</i>		144	17	6
For Excise from the 14th of <i>May, 1719, to</i> the 14th of <i>November, 1720, for Philadelphia</i> <i>City and County,</i>	}	944	8	1½
Ditto for <i>Chester</i> from the 14th of <i>May,</i> 1719, to the 14th of <i>November, 1720,</i>	}	195	7	6
Ditto for <i>Bucks</i> County only to the 14th of <i>May, 1720, the Collector being sick,</i>	}	54	13	4
For Duty on Goods imported from <i>New-</i> <i>York, none.</i>	}	0	0	0
<hr/>				
		£2445	14	8½

Of which Sum he hath paid into the Hands
of the Treasurer, £1703 15 0

Remains due to the Province, from the Collector, the Sum of *Seven Hundred Forty-one Pounds, Ten Shillings, and Six-pence Halfpenny*, when all the Sums included in the Credit of the said Collector's Account are received, which we beg Leave to observe is *One Hundred and Sixty-two Pounds, Eight Shillings, and Two-pence*, more than the Debt of the Province, due to the Treasurer as above.

We cannot certify exactly what Sums are outstanding of the Publick Money; but are well assured, by the Treasurer and Collector, that there is paid and outstanding a very considerable Sum of the above Ballance, which seems to be by our Settlement in the Collector's Hands.

The Petition of *William Asheton*, praying to be discharged from Payment of the Duty for three of his Family *Negroes*, by him imported; was presented to the House, and read.

Ordered, That the same do lie on the Table for further Consideration.

The Petition of sundry Persons, praying a Bill may be prepared for the Ease of such as conscientiously scruple to take the solemn Affirmation; was presented to the House, and read.

Ordered, That the same do lie for further Consideration.

The House took into Consideration what Sum shall be presented to the Governor for his Support for the Year; and, after some Time spent in the Consideration thereof, the Question was put, that the Sum of *One Thousand Pounds* be presented and paid to the Governor, *William Keith*, Esq; for his Support in the Administration of this Government for the Year? *Passed in the Affirmative*.

Resolved, That this House will on the fourteenth Instant resolve itself into a Committee of the whole House, to consider of Ways and Means for raising the said Support; together with such other Sums as shall be needful to defray the other incident Charges of this Government for the Year.

Isaac Taylor has Leave to be absent till the fourteenth Instant.

Ordered, That *Jonathan Dickinson*, and *William Fishbourn*, do examine which and how many of the Laws, relating to the Publick Funds, are near expiring, and report the same to the House at their Meeting the thirteenth Instant; and then the House adjourned till the thirteenth Instant.

The House met, &c.

William Fishbourn reported, that, according to Order, he, with the other Members appointed, had examined and taken a List of such Laws of this Province as are near expiring; which List he delivered to the Speaker, and are,

An Act for laying a Duty on Wine, Rum, Brandy and Spirits, Cyder, Hops and Flax, imported into this Province; expires the first Day of June, 1721.

An Act for continuing the Duty on Negroes of Five Pounds per Head; expires the first Day of June, 1721.

An Act for raising a Duty of Twelve-pence per Ton on all Vessels trading into this Province, the Majority of whose Owners being Non-residents; expires three Years after Publication thereof.

An Act for the Encouragement of the Trade of this Province, laying Ten per Cent. on all Goods and Merchandize im-

ported or brought in from New-York, Maryland, or by way of New-Jersey, or the Lower Counties, or colour'd by any of the Inhabitants of Virginia; to continue as long as the Duties imposed on Goods imported by or for the Inhabitants of this Province into *New-York*, or *Maryland*, respectively, and no longer; and then the House adjourned till Nine a Clock Tomorrow Morning.

The House met, &c.

The House, according to the Order of the Day, resolved itself into a Committee of the whole House, to consider of Ways and Means for raising the necessary Supplies for the Support of this Government for the Year; and after some Time spent therein the Speaker resumed the Chair, and *Richard Hill*, Chairman of the said Committee, reported, That they had taken into Consideration the several Acts of Assembly of this Province, on which the Support of the Treasury depends, and that the Committee were of Opinion, that the Act, intituled, *An Act laying an Impost on Rum, Wine, Brandy, &c.* be re-enacted, and continued as long as the Excise Act continues in Force; that the Act for continuing the Duty on Negroes, be recommended to the House to be re-enacted and continued till the Expiration of the Excise Act; that the Act for laying a Tonnage on all Vessels trading into this Province, &c. be recommended to the House to be continued as the rest; that the Law for better Encouragement of the Trade of this Province, be recommended to the House for the same Continuance, with an Amendment, which shall exempt all Persons importing Goods from *New-York, Maryland, &c.* from the Duty imposed by the said Act, who shall ship off or return the Value in Country Produce, and not in Cash; which Report was agreed to by the House, and,

Resolved, That the several Acts as there mentioned be continued accordingly; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The House resumed the Consideration of the Report of the Grand Committee, and

Ordered, That *Clement Plumsted*, and *Jeremiah Langhorne*, be a Committee to prepare a Bill for continuing the said Acts, for laying and Impost on Wine, Rum, Brandy, &c. for continuing the Duty on Negroes; and for laying a Tonage on all Vessels trading into this Province; and that they add a Clause for exempting such Vessels from paying Tonage that shall fully load out with Bread, Flour, or Wheat.

The Petition of sundry Merchants, Traders, and others, praying that a Bill may be brought in for the Encouragement of raising Hemp; was presented to the House, and read,

Ordered, That the same do lie on the Table, to be perused by the Members of the House.

The Petition of a considerable Number of Inhabitants of this Province, praying Leave to bring in a Bill for the Ease of such as conscientiously scruple to use the Affirmation, by Law, allowed, was read a second Time.

Ordered, That the Petitioners have Leave to bring in a Bill for that Purpose; and that *Joseph Kirkbride* acquaint some of them therewith.

The Petition of *William Asheton*, praying to be discharged from Payment of the Duty of some of his Family *Negroes* by him imported, was read the second Time; and also the Act for continuing the Duty on *Negroes*, was read.

Ordered, That the Officer be directed to be well advised in respect of his Duty upon the said Law, and where he finds Persons to be exempt, that he fail not to take such Security as the Law directs.

The Petition of *Armstrong Smith*, praying Relief against some Incroachments upon his Ferry by the *Jersey* and other Boats carrying Passengers, was presented to the House, and read, and ordered to be read again; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Petition of sundry Merchants, and others, praying Leave to bring in a Bill for Encouragement of raising and manufacturing Hemp, was read the second Time.

Ordered, That the Petitioners have Leave to bring in a Bill for that Purpose, and that *William Fishbourn* acquaint some of them therewith.

The Petition of *Armstrong Smith*, praying Relief against some Incroachments upon his Ferry, &c. was read the second Time;

Ordered, That the Petitioner be referred to the Law for Remedy.

The Petition of *Sarah James*, Wife of *Thomas James*, Mariner, praying to be paid some Monies, disbursed by her said Husband in seizing and bringing up to *Philadelphia*, by the Governor's Order, one *Moses Shepard*, and his Crew, suspected to be Pyrates, or Felons, in a certain Vessel or Schooner called the *May-flower*, was presented to the House, and read, together with his Account of the said Disbursements, and the Governor's Certificate thereon.

Ordered, That the said Petition be read again.

Richard Hill, from the Petitioners about the Affirmation, brought to the House a Bill for the Ease of such as scruple to take the Affirmation, which was read the first Time, and ordered a second Reading.

The Bill for building and maintaining Pounds, was read the second Time, and committed to *Richard Hill*, and *Joseph Kirkbride*.

The Petition of *Michael Koyle*, praying Leave to bring in a Bill to enable the Executors of *Sarah Quarry*, to make him a Title to a certain House by him bought of the said *Quarry* in her Life-time; was read, and ordered to be read again.

The Petition of *Jonathan Gale*, setting forth his Reasons for his being accounted or allowed to be a Resident and Inhabitant of this Province, and praying as such to be exempted from the Duties laid on Goods imported by Strangers or Non-residents, was presented to the House, and read, and ordered to be read again; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

Israel Taylor being indisposed in Health has Leave to return Home.

The Petition of sundry Inhabitants of *Soleberry*, in the County of *Bucks*, praying the Settlement of a Ferry over *Delaware*, from *Thomas Canby's* Mill, to *West-Jersey*, was presented to the House, and read, and ordered a second Reading.

The Petition of sundry Inhabitants of the County of *Salem*, complaining against the placing the Ferry from *Philadelphia* to *Gloucester* at *Wicacoa*, and of several Abuses committed by the Ferry-man, *Armstrong Smith*, and praying that the same may be fixed within the Bounds of the City of *Philadelphia*, and another Ferry-man appointed; was presented to the House, and read, and ordered to be read again.

The Petition of sundry Inhabitants of the City of *Philadelphia*, affirming the Allegations in the Petition of the Inhabitants of *Salem* to be true; and desiring the Ferry may be placed in the City of *Philadelphia*, and put under the Direction of the City Magistrates; was presented to the House, and read, and ordered a second Reading.

The Petition of sundry Persons concerned in the Stock of the Free Society of Traders, erected at the first Settlement of this Country, setting forth their Damage and Loss for want of a Settlement of that Affair, and praying Leave to

bring in a Bill for their Relief therein; was presented to the House, and read, and ordered a second Reading.

Clement Plumsted, brought to the House, according to Order, a Bill, intituled, *An Act for continuing several Acts therein mentioned, laying a Duty on Wine, Rum, Brandy, Spirits, Cyder, Hops and Flax, Negroes and Vessels, until the Fourteenth Day of May, in the Year One Thousand Seven Hundred and Twenty-two*; which was read the first Time, and ordered a second Reading.

Ordered, That *William Fishbourn, John Maris, and Joseph Bond*, pursuant to the Resolve of the ninth Instant, prepare and bring in a Bill about tanned Leather.

The Bill for regulating Party-walls, Buildings and Partition-Fences, in the City of *Philadelphia*, was read the second Time, and committed to *Jonathan Dickinson*, and *William Fishbourn*; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Petition of *Sarah James* was read a second Time.

Ordered, That *Jonathan Dickinson*, and *Clement Plumsted*, make Enquiry into the Matter of the said Petition, and whether the said Money was laid out for bringing up the Prisoners only, or for his Trouble and Charge in bringing up the Vessel, and make Report to the House.

The Petition of *Michael Koyle* was read the second Time.

Ordered, That *Clement Plumsted*, and *Jonathan Dickinson*, enquire into the Circumstances of the Case, and the Reasonableness of the Petition, and report the same to the House.

The Petition of *Jonathan Gale* was read the second Time, and considered;

Resolved, That the Petitioner be left to his Remedy at Law.

The Petition of the Inhabitants of *Soleberry*, in *Bucks County*, was read the second Time; and the Person named in the said Petition to inform the House of the Occasion and Conveniency of the Ferry, declaring himself not applied to, nor informed therein, by any of the Petitioners;

Ordered, That the Petition be laid aside till the Matter therein, and the Request of the said Petitioners, be recommended to the Assembly by the Justices of their County Court.

The Petition of sundry Persons concerned in the Stock of the Free Society of Traders, &c. was read the second Time.

Ordered, That the Petitioners have Leave to bring in a Bill according to the Prayer in their Petition, and that *Daniel Williamson* acquaint some of them therewith; and that the House expects that, with the Bill, they lay before them all

Deeds and Papers they have in Possession relating to the Society Lands.

The Petitions of sundry Inhabitants of *Salem*; and also of sundry Inhabitants of the City of *Philadelphia*; both relating to the Ferry to *Gloucester*, were read the second Time.

Ordered, That *Robert Jones*, and *William Biles*, do hear what Defence *Armstrong Smith* can make against the Assertions in the said Petitions; and also examine into the Truth of the said Allegations; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Bill for continuing several Acts therein mentioned, laying a Duty on Wine, Rum, Brandy, Cyder, Hops, Flax, *Negroes* and Vessels, until the fourteenth Day of *May*, in the Year One Thousand Seven Hundred and Twenty-two; was read the second Time, and agreed that a Clause be added to allow a Debenture to such Vessels, liable to pay Tonage, as shall load with Wheat, Bread, or Flour, proportionable to the Quantity thereof they export; and then the same was committed to *Isaac Taylor*, *Morris Morris*, and *William Paxton*, to bring in a Clause accordingly.

Robert Jones and *William Biles* report, that *Armstrong Smith* had attended them; and that they shewed him the Petitions against him; who affirmed that the Allegations therein were false, and desired that, if he had committed any Misdemeanour, the Law might be put in Execution against him; and also that he may be heard by the House before any Thing be done to his Prejudice.

Ordered, That the said Committee to continued to enquire further into the Matter to them referred; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Petition of sundry Tavern-keepers in the City of *Philadelphia*, setting forth the Mischiefs that happen from Dram-shops and Tippling-houses, and praying some Measures may be taken to suppress them, was presented to the House, and read, and ordered a second Reading.

The Members appointed to bring in a Clause to the Bill for continuing several Acts therein mentioned, &c. brought to the House the said Bill, with the said Clause or Amendment, which was read, and considered, and the Question put, that the said Clause be inserted in the Bill? *Passed in the Negative*.

The said Committee also brought from the Attorney General a Proposal to be added to the said Bill, which was read

and considered, and the Question being put, that the Proposal be received? *Passed in the Negative.*

The Committee appointed to amend the Bill for building and maintaining of Pounds, brought the same to the House, with the Amendments; and the same, with the Amendments, being read,

Ordered, That the same be read, and debated by Paragraphs; which being begun, and the House not having Time to go through the Bill,

Resolved, That this House will proceed in the further Consideration thereof this Afternoon; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Bill for continuing several Acts therein mentioned, laying a Duty on Wine, Rum, Brandy, Cyder, Hops, Flax, *Negroes* and Vessels, until the 14th Day of *May*, 1722, was read the third Time.

Resolved, That the Bill do pass.

Ordered, That the same be ingrossed.

Ordered. That *William Trent*, *William Fishbourn*, *Jeremiah Langhorne*, and *Isaac Taylor*, do wait on the Governor, with the said Bill, and that they desire him to inform the House if he has any Thing from *Great-Britain* relating to this Government.

Then the House, according to Order, proceeded to the third Reading the Bill for erecting and maintaining Pounds; and, after some Amendment made thereto,

Resolved, That the Bill do pass.

Ordered, That the same be ingrossed.

The Members appointed to wait upon the Governor, returned, and report, they delivered the Bill, intituled, *An Act for continuing several Acts therein mentioned, laying a Duty on Wine, Rum, Brandy, Cyder, Hops, Flax, Negroes and Vessels, until the 14th of May, 1722*, and their Message to the Governor, according to Order; who was pleased to answer, he would peruse and consider the Bill this Evening, and return the same to the House To-morrow Morning; and also told them he had received a Letter from the Proprietary's Widow, who informed him, that the State of the Affairs relating to this Government, on that Side, were not much altered since his last Advice, but that she hoped an amicable and good Understanding would be settled in that Family; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Governor returned to the House the Bill for continuing several Acts therein mentioned, laying a Duty on Wine, Rum, Brandy, Cyder, Hops, Flax, *Negroes*, and Vessels, until the 14th Day of *May*, 1722, without any Amendment.

The Petition of *Samuel Hasell*, praying to be exempted from the Duty of a *Negroe* that belong'd to him in *Barbados* before his Removal hither, and by him imported for his Family Service, and not for Sale, was presented to the House, and read, and ordered to be read again.

Pursuant to a Resolve of the tenth Instant, *William Fishbourn* laid before the House a Bill, intituled, *An Act for the Trial and Punishment of Larceny under Five Shillings*.

The Bill, intituled, *An Act for the Ease of such as scruple to take the Affirmation*, was read the second Time, debated, and

committee to *William Fishbourn* and *Clement Plumsted*.

Ordered, That *Jonathan Dickinson* carry the ingrossed Bill for erecting and maintaining Pounds, to the Governor for his Concurrence; and then the House adjourned till the Twentieth Instant, at Three a Clock in the Afternoon.

The House met, &c.

Jonathan Dickinson reports, that he had, according to Order, waited on the Governor with the Bill for building and maintaining of Pounds; and that the Governor having approved thereof, returned the same by him to the House.

Clement Plumsted and *Jonathan Dickinson* report, that they had examined into the Matter of the Petition of *Sarah James*, and find that the Account of Expences was only for securing and bringing up *Moses Shepard*, and his Crew, and not the Vessel.

Resolved, N.C.D. That the Sum of *Twelve Pounds* be paid out of the Treasury of this Province to the said *Sarah James*, in Consideration of her Husband's said Expence, and that an Order be issued accordingly.

They also report, that they had been attended by *Michael Koyle*, and find he has nothing to support his Petition save a pretended verbal Contract made with *Sarah Quarry*.

The Petition of *Joseph Antrobus*, relating to his Right in the Society Stock, and praying a Proviso may be in the Bill in Favour of the Claimants in Possession; was presented to the House and read, and ordered to be read again; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Bill for directing the Survey and Confirmation of Lands sold by the Proprietary or his Commissioners or Agents, was

read the second Time; and, upon Debate, the House, considering the Bill to be of Importance, and doubting they have not Time to perfect it this Sitting.

Resolved, That it stand committed.

The Bill for the Encouragement of making right good Flour; and also the Supplementary Act to the Law for ascertaining the Dimensions of Cask, and for the true Packing of Meat for Transportation; were read a second Time.

Ordered, That a Bill be brought in better adapted to the Circumstances of the Place, and to supply both the said Bills; and that *Richard Hill*, and *Joseph Kirkbride*, with the Assistance of the Speaker, do prepare and bring in the same.

The Bill, intituled, *An Act for the Trial and Punishment of Larceny, under Five Shillings*, was read the first Time, and ordered a second Reading.

According to Leave, a Bill, intituled, *An Act to encourage the Raising of Hemp, and the Trade of this Province*, was brought in, and read the first Time, and ordered a second Reading; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

David Lewis has Leave to be absent on extraordinary Occasions.

William Fishbourn, according to Order, brought to the House a Bill, intituled, *An Act to regulate the well tanning and currying of Leather, and the Cordwainers, and other Artificiers, using or occupying Leather within this Province*; and the same was read the first Time, and ordered a second reading.

The Bill for preventing Accidents that may happen by Fire in the City of *Philadelphia*, Towns of *Chester* and *Bucks*, was read the second Time.

Resolved, That the said bill be deferred for further Consideration.

The Committee on the Bill, intituled, *An Act for regulating Party-walls, Buildings, and Partition-Fences, in the City of Philadelphia* brought the same to the House, with the Amendments, and the said Bill, and Amendments, were read, and debated, and re-committed for further Amendments; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Committee to whom the Bill, intituled, *An Act for regulating Party-Walls, Buildings, and Partition-Fences, in the City of Philadelphia*, was re-committed, brought the same to the House, with the Amendments, and the said Bill and

Amendments were read; and, after some other Amendments made thereto, was agreed to by the House.

Resolved, That the Bill do pass.

Ordered, That the same be ingrossed.

The Bill, intituled, *An Act for the Trial and Punishment of Larceny, under Five Shillings*, was read the second Time, and debated; and several Amendments were made to the Bill.

The Members appointed to bring in a Bill for the Encouragement of making right good fine Flour, report, that they find more Difficulty in preparing the same than the Time between the Adjournments would allow to answer.

Ordered, That the same stand committed, and to be amended and brought in at the next Meeting of this Assembly.

The Petition of *Samuel Hasell* was read the second Time, and considered.

Ordered, That the Petitioner be referred to the Law for Remedy.

A Motion being made, that Leave be given to bring in a Bill, better to declare and determine what Persons shall be deemed Inhabitants or Residents in the Construction of the Laws of this Province, especially such as impost Duties on Goods.

Ordered, That *William Fishbourn*, and *Clement Plumsted*, do prepare and bring in a Bill for that Purpose at the next Sitting of this Assembly.

The Petition of sundry Tavern-keepers in the City of *Philadelphia* was read the second Time, and considered.

Ordered, That Leave be given to the Petitioners to bring in a Bill accordingly.

Robert Jones, and *William Biles*, appointed the sixteenth Instant to examine further into the Case of *Armstrong Smith*, report, that they still find sundry Persons that give them Information against him of his Abuses and Mismanagement concerning his Ferry; which Report being considered,

Resolved, That the Petitioners against the said *Armstrong Smith* be referred to the Law for erecting the said Ferry for Relief; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Committee appointed to amend the Bill, intituled, *An Act for the Ease of such as scruple to take the Affirmation*, brought to the House the said Bill and Amendment.

Ordered, That the said Amendment be read, which was done; and, after some Debate, the Question was put, that the said Amendment be inserted in the Bill? *Passed in the*

Negative. And then the said Bill was read the third Time; and, after some other Amendments made thereto, agreed to by the House.

Resolved, That the Bill do pass.

Ordered, That the same be ingrossed; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Bill, intituled, *An Act for the Trial and Punishment of Larceny, under Five Shillings*, was read the third Time,

Resolved, That the Bill do pass.

Ordered, That the same be ingrossed.

The Bill, intituled, *An Act against Blasphemy and Profaneness*, was read the second Time, and committed.

The Petition of sundry Inhabitants of this Province, praying an Alteration of the Currency of Money, was presented to the House, and read.

The Bill to encourage the Raising of Hemp, and the Trade of this Province, was read the second Time, and committed.

Ordered, That *Richard Hill, Isaac Taylor, and Joseph Kirkbride*, carry the Bills for regulating Party-Walls, &c. for the Ease of such as scruple to take the Affirmation; and for Punishment of Larceny, under *Five Shillings*, to the Governor, for his Approbation; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Petitioners to the Petition about the Alteration of the Currency of Money, desired Leave to withdraw their Petition, to make some Amendment thereto; which is granted: And, after Amendment, was returned to the House, and ordered to lie on the Table.

The Committee appointed to wait on the Governor this Morning with the Bills for his Approbation, report, that they delivered the same to the Governor, according to Order; and that he was pleased to answer, he would consider those Bills, and give the necessary Dispatch to the Country's Business; and further desired them to put the House in Mind of some Services of the Publick to be provided for, and particularly that of *Indian Treaties*.

The Governor, by his Secretary, sent to the House the Bills for regulating Party-Walls, &c. without any Amendment; for directing the Punishment of Larceny, with a Proposal of Amendment, which was read; also the Bill for the Ease of such as scruple to take the Affirmation; which the Governor's Answer in Writing thereof, proposing that the same be re-

ferred to further Consideration; which Answer was read, and considered.

Ordered, That *Jonathan Dickinson, Richard Hill, Joseph Kirkbride*, and *Isaac Taylor*, wait upon the Governor with the Bill for the Affirmation, and desire to know whether he will please that the said Bill be left with him for further Consideration, or that it lie in this House; and that they acquaint the Governor with the Reasons of the House against his proposed Amendment to the Bill against Petty Larceny.

The Bill, intituled, *An Act for the well tanning and currying of Leather*, &c. was read the second Time, and committed.

The Members appointed to wait upon the Governor report, they delivered their Message according to Order; and that the Governor was pleased to answer: As to the Bill for the Ease of such as scruple to take the Affirmation, that he thanked the House for their Civility in returning it to lodge with him for further Consideration; and gave them Assurance, that he will further inform himself, the best he can, what Indulgences are already granted in other Places, or are likely to be obtained in *Great-Britain* in the like Case; and that he would do any Thing in his Power that may contribute to the Ease and Satisfaction of the Country: As to the Amendment proposed to the Bill against Petty Larceny, the Governor was pleased to express his Indifference about it, and left it wholly to the House and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The House took into Consideration what Monies will be necessary for defraying the Charge of *Indian Treaties*; and the Resolve of the Assembly of *May* the 19th, 1719, being read,

Resolved, N.C.D. That an Order be issued, under the Speaker's Hand, to the Treasurer, for the Payment of such Orders of the Governor and Council, as shall be directed to him for the Discharge of *Indian Treaties*, so as the same exceed not *Fifty Pounds*.

Resolved, That the Sum of *One Hundred and Fifty Pounds* be paid out of the Publick Treasury to *David Lloyd*, Esq; Chief Justice of this Province, as his Salary for the Year, and that an Order be issued, under the Speaker's Hand, for the same.

Resolved, That the Sum of *Sixty Pounds* be paid to *Andrew Hamilton*, Esq; Attorney-General, as his Salary for the Year, and that an Order be issued accordingly.

Ordered, That *Robert Jones*, and *Isaac Taylor*, wait upon the Governor with the ingrossed Bills to be examined.

Charles Brockden's Account, amounting to *Fourteen Pounds, Seven Shillings, and Seven-pence*; and also *Ralph Asheton's Account*, amounting to *Nineteen Pounds, Seven Shillings*, were laid before the House for Allowance.

Ordered, That the Committee of Accounts examine such Accounts as are laid before this House for Allowance, and make their Report at the next Meeting.

Resolved, That Orders be issued forthwith, under the Speaker's Hand, for the Sum already voted to the Governor, Chief Justice, and Attorney General; which were issued accordingly, and are as follows.

One Thousand Pounds to the Governor, ... £ 1000 0 0

One Hundred and Fifty Pounds to the Chief

Justice, 150 0 0

Sixty Pounds to the Attorney-General, 60 0 0

Also an Order was issued, under the Speaker's Hand, to the Treasurer, for the Payment of *Twelve Pounds* to *Sarah James*.

The Bill against killing Deer out of Season, was read the second Time, and committed.

The Bill to prevent Persons, not qualified accordingly, to range the Woods with Guns, &c. was read the second Time, and committed.

The Bill prohibiting Persons, not being Freeholders, to keep great Numbers of Horses and Cattle, was read the second Time, and committed.

The Bill for the Breed and Increase of good Horses, was read the second Time, and committed.

A Bill, according to Leave of this House, was brought in, intituled, *An Act to suppress the Numbers and Disorders of Dram-shops and Houses, and other Retailers of strong Liquors within this Province*, and the same was read the first Time, and ordered a second Reading.

Robert Jones and *Isaac Taylor* report, they had attended the Governor, and examined the Bills, according to Order.

Ordered, That *Richard Hill*, *William Fishbourn*, *Thomas Watson*, and *Daniel Williamson*, wait upon the Governor, and acquaint him, that the House have issued Orders on the Treasurer for *One Thousand Pounds*, payable to himself, and *Fifty Pounds* for defraying the Charge of *Indian Treaties*. *One Hundred and Fifty Pounds* to the Chief Justice, and *Sixty Pounds* to the Attorney-General; and that they acquaint

him, this House incline to adjourn to the first Day of the *Third Month* next, and desire to know when he will please to be attended by the House, in order to the Passing the ingrossed Bills into Laws; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

Richard Hill reported, that he, with the other Members appointed, had waited on the Governor, according to Order. and delivered their Message, to which he was pleased to answer; That he thanked the House for the Care they had taken of the Matters he recommended to them, and that he thought the proposed Time of Adjournment would not suit with him to attend that Service, by reason of his intended Journey to *Virginia*, and the Meeting of the Assembly at *New-Castle*, and therefore desired the House would think of another Day; and that he would be ready to receive the House, in order to pass the Bills, at Four a Clock this Afternoon.

A Motion was made, and the Question put, that this House do adjourn to the fourteenth Day of *August* next, unless the Governor have any Objection to that Time? *Passed in the Affirmative.*

Ordered, That *Samuel Carpenter*, and *Henry Nelson*, wait upon the Governor, to know if he will now please to be attended by the House; who returned and acquainted the House, that the Governor is ready to receive them; and accordingly the Speaker, with the House went to wait upon the Governor: and being returned, the Speaker assumed the Chair, and reported, that they had attended the Governor, and that he had been pleased to give his Assent to several Bills, and to pass them into Laws, the Titles, are as follows, *viz.*

An Act for continuing several Acts therein mentioned, laying a Duty on Wine, Rum, Brandy, Spirits, Cyder, Hops, Flax. Negroes and Vessels, until the 14th Day of May, in the Year 1722.

An Act for erecting and maintaining of Pounds.

An Act for regulating Party-walls, Buildings, and Partition-fences in the City of Philadelphia. And,

An Act for the Trial and Punishment of Larceny under Five Shillings.

An also that the Governor had made a Speech to this House, of which he had obtained a Copy; and the same was read, and is as follows.

Mr. Speaker, and Gentlemen of the Assembly,

"I HEARTILY thank you for the Dispatch you have given to Business this Session, and in particular for the several

Marks of Confidence and Affection between me and the good People of this Province, which you have seasonable demonstrated at this Juncture.

I have, for some Time, proposed to take a Journey to *Virginia*, in order to secure our *Indians* from being attacked by the *Southern* Natives, of which they are very apprehensive: I intend, God willing, to set out from this the latter End of the next Month, and to return about the Beginning of *May*.

Gentlemen, as it is a considerable Part of my Duty and Care to be watchful of your Interests every where so I must earnestly recommend it to you to lay aside all Prejudices, and think wisely upon making, from time to time, suitable Provision for the Exigencies of the Government: for if but one Wheel of the Clock be neglected, the whole Motion will stop, or at least prove irregular.

Such Matters of Importance, therefore, as now lie before you unfinished, and especially the Bill for encouraging the Growth of Hemp in this Colony, and the Establishment of an Agency at home, will, I hope, be perfected at your next Meeting."

Ordered, That *Rees Thomas*, and *John Maris*, accompany such of the Council as the Governor shall appoint, to the Rolls Office, to see the Great-Seal affixed to the Laws now passed: and then the House adjourned till Nine a Clock Tomorrow Morning.

The House met, &c.

The Bill, intituled, *An Act to suppress the Numbers and Disorders of Dram-shops, Tippling-houses, and other Retailers of strong Liquors within this Province*, was read a second Time, and committed.

Ordered, That *Richard Hill*, *Jonathan Dickinson*, *Clement Plumsted*, *William Fishbourn*, and *Samuel Carpenter*, with the Assistance of the Speaker, and Concurrence of any other Members that can or do attend, be a Committee on the Bills which stand committed, and are as follows.

An Act to regulate the well tanning and currying of Leather, &c.

An Act for preventing Accidents that may happen by Fire in the City of *Philadelphia*.

An Act directing the Survey and Confirmation of Lands sold by the Proprietary, or the present Trustees of this Province, or by his or their Agents or Commissioners.

An Act for the Encouragement of making right good fine Flour, to be joined to that of regulating Weights and Measures.

An Act for the Breed and Increase of good Horses.

An Act to prevent killing of Deer out of Season, to be joined to that of carry Guns.

An Act against Vagrants, to be shortened, and adapted to this Province.

An Act to encourage the raising Hemp, and the Trade of this Province.

An Act to suppress the Numbers and Disorders of Dram-shops, Tippling-houses, and other Retailers of strong Liquors within this Province.

An Act against Blasphemy and Prophaneness, to be examined and compared with the Statutes, and distinguish the Crimes, by proportionating the Penalty to the Offence; and to bring in a Bill to declare what shall be construed, and is intended by the Words Resident and Inhabitant, as they relate to the Laws of this Province imposing Duties of any kind, that the same may be clear and well understood.

Ordered, That their first Meeting on that Affair, be on the second Day of *March* next, and after by their Appointment as often as they find Occasion, and that the Clerk attend them.

Ordered, That *Clement Plumsted*, and *Jonathan Dickinson*, with the Assistance of the Speaker, revise and examine the Minutes of this Assembly; and that a fair Copy thereof be made out for the Governor, and another for the Coffee-house.

Ordered, That *Richard Hill*, with the Assistance of the Speaker, agree with the Printer about printing the Laws now passed; and that the Clerk make out a Copy thereof for the Printer.

Resolved, That an Order be issued, under the Speaker's Hand, to the Treasurer, for the Payment of *Fifty Shillings* to *Sarah Dilworth*, for the Use of the Room the Assembly used this Session; which Order was issued accordingly.

Ordered, That *Richard Hill*, and *Robert Jones*, put the Treasurer and Collector in Mind of getting their Accounts ready, and duly brought up, against the next Meeting of Assembly; and then the House adjourned to the fourteenth Day of *August* next.

THE House met pursuant to their Adjournment.

Ordered, That *Isaac Taylor*, and *Rees Thomas*, wait upon the Governor, and acquaint him, that the House is met, according to Adjournment, and desire to know if he has any Thing to lay before them; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Members appointed Yesterday to wait upon the Governor, report, they delivered their Message, according to Order; and return, that the Governor expected the House to wait upon him about Eleven a Clock, for that he had something to communicate to them.

Richard Hill reported, that, according to Order of the Twenty-fifth of *February* last, he, with the Speaker, had agreed with the Printer about printing the Laws; that the same were printed accordingly, and a Number of them dispersed as usual; also, that he, with *Robert Jones*, had, according to Order of the Twenty-fifth of *February* last, spoke to the Treasurer and Collector; who promised to get their Accounts, and lay them before the House at this Session.

Ordered, That *Richard Hill*, and *Robert Jones*, acquaint the Treasurer and Collector of the Impost, &c. to attend the House with their Accounts this Afternoon.

The Committee appointed the Twenty-fifth of *February* last, to amend, prepare, and bring in the several Bills then committed, and ordered to be brought in, report, that they met the second Day of *March*, and at several other Times, on the Business they had in Charge, and had several Bills now ready to lay before them when the House will please to receive the same.

Ordered, That the same be received forthwith; and accordingly *Richard Hill* laid before the House several Bills, the Titles whereof are as follows.*

Ordered, That the Minutes of the last Session be read; which was done.

A Message from the Governor, by his Secretary, That the Governor desires the Attendance of the Speaker and the House forthwith: And accordingly the Speaker and the House went to wait upon the Governor; and being returned, the Speaker assumed the Chair, and reported, That they had attended the Governor; who had been pleased to make a Speech to this House, of which he had obtained a Copy, which was read, and is as follows.

Mr. Speaker, and Gentlemen of the Assembly.

"FROM what has been lately published, you cannot but be sufficiently informed of my Proceedings in the Service of this Colony which will become more or less useful, as you think fit to encourage and support met, in the overcoming

*The Titles of these Bills are omitted in the Records of Assembly.

the Expence and other Difficulties that necessarily attend such Affairs.

In particular, I must desire that you will revive or renew the Law *for regulating the Indian Trade*, and oblige the Traders to give Security, and to take out proper Licenses every Year, that I may be thereby enabled to give the *Indians* that Content and Satisfaction which you see they expect from us.

I must also recommend to you the present State of your Country, with respect to the low Value of its Product; and that you will now proceed to perfect the several Bills, and other Matters, which I observe upon your Minutes were referred to this Meeting of the Assembly.

Gentlemen, It is a certain Truth, that the Honour and Reputation of this Colony will ever depend upon that Opinion which Mankind naturally form to themselves, from a mild but prudent and steady Administration in Government; and when the Whole is animated with Unanimity, and a true publick Sprit, no Doubt but the best Use will then be made of every Opportunity to serve and promote the Publick Weal."

August 15, 1721.

And then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Bill, intituled, *An Act declaring who shall be esteemed Inhabitants of this Province*, was read the first Time, and ordered a second Reading.

Andrew Bradford, Printer, delivered in his Account, and the same was laid before the Committee of Accounts.

The Treasurer and Collector attended, and the Treasurer laid before the House his Account, which was delivered to the Committee of Accounts; and they were ordered to attend the said Committee, in order to a Settlement.

The Bill for suppressing the Numbers and Disorders of Dram-shops, Tippling-houses, and other Retailers of strong Liquors, within this Province, being altered, and the Title made, *A Supplementary Act to a Law of this Province*, intituled, *An Act that no Publick-house or Inn, within this Province, be kept without Licence*, was now read, with the Alterations; and the Question being put, that the said Bill do pass into a Law? *Passed in the Affirmative.*

Ordered, That the same be ingrossed.

Ordered, That the Committee of Accounts go upon the Examining the Treasurer and Collector's Accounts To-morrow

Morning; and then the House adjourned till Nine a Clock Tomorrow Morning.

The House met, &c.

According to Leave of this House a Bill was brought in, intituled, *An Act for vesting the Lands and Lots, commonly called, The Lands of the Free Society of Trade in Pennsylvania in Trustees, to be sold for the Payment of such Sums of Money as were paid in the Publick stock of the said Society for purchasing the said Lands and Lots, and the Carrying on the Trade designed by the said Society*, and the same was received, and read the first Time, and ordered a second Reading.

Joseph Kirkbride laid before the House a Certificate from the Justices of *Bucks County* in their Quarter-Sessions, relating to the Ferry desired by the Inhabitants of *Soleberry*, in the said County, to be settled over *Delaware*, near *Thomas Canby's Mill*, to *New-Jersey*.

Ordered, That Leave be given to bring in a Bill for erecting the said Ferry.

The Bill for preventing Accidents that may happen by Fire in the City of *Philadelphia*, was read the second Time, debated, and committed to *William Fishbourn*, and *Clement Plumsted*; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Bill for encouraging the Making of right good fine Flour, was read the second Time, and committed.

The Bill, intituled, *An Act to prevent the Killing of Deer out of Season*; and the Bill against carrying of Guns by Persons not qualified; having both been twice read at the last Session, and committed to be put into one Bill, the said Bill was now read; but being late in the Evening, the House had not Time to go through the Bill, but deferred the further Debate thereof till To-morrow Morning; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The House resumed the Consideration and Debate of the Bill to prevent killing of Deer out of Season, and against carrying of Guns by Persons not qualified; and several Amendments being agreed to be made thereto, the same was re-committed for Amendment accordingly.

A Bill, intituled, *An Act for encouraging the Raising Hemp, and the Trade of this Province*, was read the first Time, and ordered a second Reading; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The House taking into Consideration the Governor's Speech of the Fifteenth Instant.

Resolved, That a Message be sent to the Governor, to return him the hearty Thanks of this House for the Diligence and Care he so kindly continues for the Service and publick Weal of this Colony, which they shall at all Times endeavour to encourage and support; that the House, considering the Season, cannot find themselves inclined or easy to sit long, nor do they conceive all the Business which may seem to lie before this House is of such Importance or Necessity as to require an immediate Issue thereof; yet such as they find can be compassed in a short Time, they will endeavour to compleat, and shall very speedily lay before him; and they hope the Governor will not take amiss their Endeavours to make this a short Session, since the Time, of Course, for another Election is so near at Hand.

Ordered, That *William Fishbourn, Thomas Watson, Isaac Taylor, and Samuel Carpenter*, wait upon the Governor with the said Message; and that they carry to him the ingrossed Bill, intituled, *A supplementary Act to a Law of this Province, intituled, An Act that no Publick-house or Inn within this Province be kept without Licence*, for his Approbation; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

Joseph Kirkbride laid before the House a Bill, intituled, *An Act for erecting and settling a Ferry over Delaware River, from Thomas Canby's Mill, in the County of Bucks, to the Western Division of New-Jersey*, and the same was received, and read the first Time, and ordered a second Reading.

The Governor, by his Secretary, returned to the House the Bill, intituled, *A supplementary Act to a Law of this Province, intituled, An Act that no Publick-house or Inn, within this Province, be kept without Licence*, without any Proposals of Amendment.

William Fishbourn reported, that he, with the other Members appointed Yesterday to wait upon the Governor, had attended on him accordingly, and delivered to him the Bill and their Message; and that the Governor answered, he was pleased that his Endeavours, for the Service of this Province, are satisfactory to the Assembly; and that he was loth to straiten the Mind of the House in Relation to a short Sitting, but desired they will dispatch the Business now be-

fore them, especially such Bills which have already been two Years in the House.

The Bill for preventing Accidents by Fire, &c. was read the third Time, with the Amendments; and the Question being put, that the said Bill, with the Amendments, pass into a Law? *Passed in the Affirmative.*

Ordered, That the said Bill be ingrossed.

The Bill to prevent the Killing of Deer out of Season, and against carrying Guns by Persons not qualified, with the Amendments, was read the third Time; and the Question being put, that the said Bill, with the Amendments, pass into a Law? *Passed in the Affirmative.*

Ordered, That the said Bill be ingrossed.

Clement Plumsted, from the Committee of Accounts, reports, that they had made an Adjustment with the Treasurer and Collector, which he produced in Writing, read the same in his Place, and which approved by the House, is as follows.

THE Committee appointed to settle the Publick Accounts, reports, that they have settled with *Owen Roberts*, Collector of the Impost, Duty on *Negroes*, Tonage and Excise, and the Sums carried to the Credit of the Province, on the several Acts for Support of Government are as follows.

Impost on Rum, Wine, and Duty on } <i>Negroes</i> , until the twelfth of <i>April</i> last, }	£ 154	16	2
Tonage unto the 26th of <i>June</i> last, ...	50	14	1
Excise, for the County of <i>Philadelphia</i> , } from the 14th of <i>November</i> , 1720, to the } 14th of <i>May</i> , 1721,	308	10	4
Ditto for the County of <i>Chester</i> , for the same Time,	38	17	2
Ditto for the County of <i>Bucks</i> , for an } uncertain Time, the Deputy Collector's } Accounts not being intelligible or Com- } pleat,	139	2	7½
<hr/>			
Total received or due on Duties on Ton- } age and Excise, to the several Times } aforesaid,	£ 692	0	4½
Balance last Account settled with the } Committee the tenth of the <i>Twelfth</i> } <i>Month</i> , 1720, due from the Collector, .. }	741	10	6½
<hr/>			
In all,	£ 1433	10	11

Of which Sum he hath paid, at two Payments, into the Treasury *Seven Hundred and Fifteen Pounds, Five Shillings*,

and *Ten-pence Three Farthings*, which, with *Thirteen Pounds, Fifteen Shillings*, allowed in his Accounts for Duties, included in former Accounts, and not received, makes the Balance due from him to the Province, *Seven Hundred and Four Pounds, Ten Shillings*, and a *Farthing*.

The Committee have also settled the Treasurer, *Samuel Preston's* Account; the total Debt of the Province on all Orders issued to the Assemblies last Adjournment, is *One Thousand Eight Hundred and Seventy-one Pounds, Twelve Shillings*, and *Four-Pence*, which with *Sixty-three Pounds, Fourteen Shillings*, and *Six-pence*, Commission, at *Five per Cent*, makes the Total Debt of the Treasurer's Account *One Thousand Nine Hundred and Thirty-five Pounds, Six Shillings*, and *Ten-pence Half-penny*; towards Payment of which Sum, he hath received from the Collector as aforesaid the Sum of *Seven Hundred and Fifteen Pounds, Five Shillings*, and *Ten-pence*. Balance due from the Province, in full of Orders issued to the Time of last Adjournment, *One Thousand Two Hundred and Twenty Pounds, One Shilling and Two-pence*; for Payment of which Sum of *One Thousand Two Hundred and Twenty Pounds, One Shilling*, and *Two-pence*, we beg Leave to observe, that there remains, Balance due from the Collector, when the Money is all received, *Seven Hundred and Four Pounds, Ten Shillings*.

The Entries of *Rum, Wine and Negroes*, since the Twelfth of *April* last, are yet to be accounted for; also the Tonage from the Twenty-sixth of *June*; and the Excise for the Counties of *Philadelphia* and *Chester* since the fourteenth of *May* last; and for the County of *Bucks* for an uncertain Time; which several Sums, when received, will, we presume, be sufficient to answer the present Debt of the Province. All which is humbly submitted to the Correction of the House.

WILLIAM FISHBOURN,
ISAAC TAYLOR,
CLEMENT PLUMSTED,
JEREMIAH LANGHORNE.

And then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Petition of *Jane Austin*, in Behalf of herself, Children, and others, setting forth the Damage she and they have sustained by pulling down the Arch in the *Front-Street*; was read, and ordered to lie on the Table.

The Petition of *Peter Worral*, Serjeant at Arms, shewing that he had served the House in that Capacity since the Year 1716, and had received but one Year's Stipend; also that he had received nothing for his Services as a Messenger for the Members; was read.

Ordered, That *Robert Jones*, and *David Lewis*, search the Minutes and make Report what Orders have been formerly issued in Favour of the said *Worrall*.

The Bill, intituled, *An Act for directing the Survey and Confirmation of Lands sold by the Proprietary, or the present Trustees of this Province, and by his or their Agents or Commissioners*; was read the third Time, and debated, and agreed that a Clause be added to secure the Money arising by Sale of the Lands for the Discharge of the Mortgage, and the Overplus, if any, to the Heirs of the Proprietary, in such Manner as the same will fall if the Act had not been.

Ordered, That *Jeremiah Langhorne*, *William Fishbourn*, *Clement Plumsted*, and *Ralph Pile*, confer with *James Logan* on the said Bill, and that they inspect the Writings recited therein; also that they carry the Bill against killing of Deer out of Season; and the Bill for preventing Accidents by Fire, to the Governor for his Approbation; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

William Fishbourn reports, that he, with the other Members appointed, had delivered the Bills to the Governor, according to Order; that they had conferred with *James Logan* on the Bill for Confirmation of Lands, &c. and they brought in a proposed Proviso as an Amendment to the said Bill; also, that they had seen the Instruments and Writings, recited in the Bill, and find the Names, Dates, and Purport of them, to agree with the said Recitals.

The Governor returned to the House the Bill for preventing Accidents that may happen by Fire, with some Amendments; and the said Bill, and Amendments; were read, and considered; also the Bill against killing Deer out of Season, &c. with some Proposals of Amendment, which were read.

Ordered, That *Isaac Taylor*, and *John Sotcher*, wait upon the Governor, and acquaint him, that the House having drawn up several Proposals, in Answer to his said Amendments, have sent the same to him for his Perusal; and that the House desired the Governor would be pleased to advise with his Council on such Bills as shall be sent to him by this House. The said Members returned, and report, they delivered the said Proposals, and their Message, to the Governor; who

answered, that he would lay the Bills before his Council, and doubted not but to give the House a satisfactory Answer to them when they met again.

The Amendments proposed to the Bill for Confirmation of Lands, &c. were read; and, after a considerable Time spent in the Debate thereof, the Question was put, that the said Bill, with the Amendments, pass into a Law? *Passed in the Negative.*

The Speaker desired the Members of the Counties of *Chester* and *Bucks* to acquaint the absent Members of those Counties to attend at the Adjournment, or that the Serjeant at Arms will be forthwith sent for them; and then the House adjourned till the Twenty-first Instant, at Three a Clock in the Afternoon.

The House met, &c. and adjourned till Nine a Clock Tomorrow Morning.

The House met, &c.

The Governor, by his Secretary, sent to the House the Bill for preventing Accidents by Fire, and the Bill to prevent the killing of Deer out of Season, with some other Proposals of Amendment to both; also a written Message, which were read; and the said Amendments being considered, and debated, the same, with some Alterations, were agreed to by the House.

John Moore, by *William Trent*, a Member of this House, desired that a Bill, brought in by Leave of a former Assembly, intituled, *An Act for the enabling John Moore, of Philadelphia, Gentlemen (surviving Executor of the last Will and Testament of Sarah Quarry, Widow, deceased) to sell a certain Messuage and Tenement, in the Front-Street, commonly called the George-Inn, may be read; and the same was read the first Time, and ordered a second Reading.*

The Bill for vesting the Society Lands, in Trustees for Sale, and Division among the Proprietaries thereof, was read the second Time, and debated; and the further Debate thereof was deferred till the Afternoon.

Ordered, That *William Fishbourn*, and *Isaac Taylor*, wait upon the Governor with the Proposal of further Amendment to the Bills, for preventing Accidents by Fire, and against killing Deer out of Season, &c. and to desire his Assent thereto; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

William Fishbourn reported, that he with the other Members appointed, waited on the Governor, according to Order;

who was pleased to agree to the Proposals of Amendments to the Bills, for preventing Accidents by Fire; and against killing of Deer out of Season.

The House resumed the Consideration and Debate of the Bill for vesting the Society Lands, in Trustees, &c. and the same was committed to *Richard Hill*, *Jeremiah Langhorne*, and *Robert Jones*, who are directed to meet To-morrow, at three a Clock in the Afternoon, at the Coffee-house.

Ordered, That Notice be given to the Persons concerned to attend them.

The Petition of *Joseph Antrobus*, relating to his Claim in the Society Lands, was also read.

Ordered, That the Clerk give him Notice to attend the Committee.

The Bill, intituled, *An Act declaring who shall be esteemed Inhabitants of this Province*, was read the second Time, and debated.

Resolved, That the said Bill be laid aside for further Consideration; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Bill, intituled, *An Act for the enabling John Moore, of Philadelphia, Gentlemen (surviving Executor of the last Will and Testament of Sarah Quarry, Widow, deceased) to sell a certain Messuage or Tenement, in the Front-Street, commonly called the George-Inn*; was read the second Time, and committed to *Richard Hill*, *Jeremiah Langhorne*, and *Robert Jones*.

Ordered, That *John Moore* have Notice to attend them.

The Bill for erecting and settling a Ferry over *Delaware* River, near *Thomas Canby's* Mill to *New-Jersey*, was read the second Time; and the Question being put, that the same be now considered and debated? *Passed in the Negative*.

The Petition of *Peter Worrall*, Serjeant at Arms, was read the second Time.

Ordered, That he attend the House this Afternoon with his Commission.

The Petition of *Jane Austin*, was read the second Time, and considered.

Ordered, That the Petitioner be referred to the Mayor and Commonalty of the City, and the Laws, for her Redress.

The Petition of sundry Curries, in Behalf of themselves and others, complaining against the irregular Practices of the Tanners, and praying that the Tanners may be confined to the Customs and Practices of *Great-Britain*; was laid be-

fore the House, and read, and ordered to be read again; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

David Lewis reported, that he, with *Robert Jones*, had searched the Minutes for what Orders have issued in Favour of the Serjeant at Arms for his Service, and find two Orders issued for *Five Pounds* each.

And the said Serjeant at Arms attended, and produced two Commissions for the said Office; one from Governor *Gookin*, dated the 18th of *October*, 1716, and the other from the present Governor, the 9th of *January*, 1717, which were read; and the Question being put, that the said *Peter Worrall*, as Serjeant at Arms, shall be paid *Five Pounds per Annum*, for the Time of his Service in that Station to the Month of *October* next? *Passed in the Affirmative*.

Ordered, That the Serjeant at Arms attend the Assembly annually at their first Meeting.

The Bill, intituled, *An Act to regulate the well tanning and currying of Leather*, &c. was read; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The House proceeded to the Debate and Consideration of the Bill for regulating the well tanning and currying of Leather, &c. and the Representation of the Tanners, and the Reply of the Shoe-makers, were read; and, after several Amendments agreed to be made to the Bill, the same was committed to *Clement Plumsted*, and *Jeremiah Langhorne*; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

Richard Hill, from the Committee on the Bill for vesting the Society Lands, in Trustees for Sale, &c. reported, That they had met the Persons concerned, considered the Bill, and agreed to sundry Amendments, which they reported to this House; the Committee also brought in sundry Books and Papers belonging to the Free Society, which were delivered to the Speaker; and the several proposed Amendments being read, and considered, were agreed to by the House, and ordered that the Bill be re-committed to the same Members to add the Amendments; and that the Books and Papers lie on the Table to be perused and considered by the House; also, that the Committee had gone on the Bill for enabling *John Moore*, &c. to sell the *George-Inn*; and that the said *John Moore*, and some other Persons concerned, had attended them.

Ordered, That the said Report for enabling *John Moore*, &c. be read again To-morrow Morning; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Committee appointed to amend the Bill for regulating the well tanning and currying of Leather, &c. report, they had amended the same accordingly; and the said Amendments were read and considered; and the Question being put, that the House do agree to the said Amendments? *Passed in the Affirmative*.

Ordered, That *William Fishbourn*, and *Samuel Carpenter*, wait on the Governor, with the said Bill for his Approbation.

The House resumed the Consideration of the Report of the Committee on the Bill for enabling *John Moore*, of *Philadelphia*, Gentlemen, surviving Executor of the last Will and Testament of *Sarah Quarry*, Widow, deceased, to sell a certain Messuage and Tenement, in the *Front-Street*, commonly called the *George-Inn*; and, after the same Report was fully debated;

Resolved, That the Parties concerned, not agreeing about the Necessity of the Bill, the Settlement of that Affair does not properly lie before this House.

The Committee for amending the Bill for vesting the Society Lands, in Trustees for Sale, &c. delivered the same to the Speaker, with the Amendments; and a Clause was added to discharge the Treasurer's Security upon the full Settlement of his Accounts; and finishing the Trust reposed in him; and then the Question was put, that the said Bill, with the Amendments, pass into a Law? *Passed in the Affirmative*.

Ordered, That *William Fishbourn*, and *Clement Plumsted*, wait upon the Governor with the said Bill for his Concurrence; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Committee appointed to examine the Publick Accounts, now lying before them. report, that they have corrected some Over-charges and Errors in the several Accounts delivered them, and that there remains due from the Province to sundry Persons as follows, *viz.*

<i>George Barclay</i> ,	£	15	12	6
<i>Ralph Asheton</i> ,		14	7	0
<i>Charles Brockden</i> ,		14	7	7
<i>Andrew Bradford</i> ,		15	0	0

Ordered, That the Speaker issue Orders on the Treasurer for Payment thereof; which was done accordingly.

Ordered, That the Speaker issue an Order on the Treasurer, payable to *Peter Worall*, for *Fifteen Pounds*, being for his last three Years Salary as Serjeant at Arms, ending in *October* next; which was done accordingly.

Ordered, That *Richard Hill*, *William Fishbourn*, *Joseph Kirkbride*, and *Daniel Williamson*, wait upon the Governor, and desire to know if he has considered the Bills sent him this Day; and also what Conclusion he has come to on the Bill for the Affirmation, left under his Consideration at the last Adjournment. The said Members returned, and report, they delivered their Message, according to Order; and that the Governor had delivered to them his Answer in Writing relating to the two Bills this Day sent him, which they delivered to the Speaker, and the same was read. As to the Bill about the Affirmation, the Governor informed them, that some of the Persons in this Government, whom it most effected, had applied to him, and were easy to stay till he could be satisfied therein by some Precedent of the like Kind, which they undertook to furnish him with; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

Ordered, That *Joseph Kirkbride*, and *Rees Thomas*, wait upon the Governor, and acquaint him, that the House desire to know if there is any Probability of passing the Bill about tanned Leather To-day.

Several Persons concerned in the Society's Stock, *viz. Francis Rawles*, *Joseph Shippen*, *Job Goodson*, *Joseph Coleman*, *Charles Read*, *John Durborrow*, and *Stephen Jackson*, attended the House, and desired that the Papers and Books belonging to the said Society, which were delivered to the Committee, may be returned to them; and the said Books and Papers, by their Consent, was agreed to be lodged in the Hands of *Charles Read*, Clerk of the Orphans Court; and the same were delivered him accordingly.

Joseph Kirkbride, and *Rees Thomas*, report, they had waited on the Governor, and delivered their Message, and that the Governor desired the House to appoint some Members of Assembly as a Committee to meet some Members of Council on the said Bill.

The Governor, by a Letter to the Speaker, acquainted the House, that he was willing and desirous the Bill about tanned Leather should pass this Session; and proposed that the House would appoint a Committee to confer with a Committee of the Council on the said Bill.

Ordered, That *Clement Plumsted*, and *Jeremiah Langhorne*, be a Committee to attend the said Conference.

Ordered, That *Robert Jones*, and *Samuel Carpenter*, examine the Journal, and take an Account of the Members Service.

Nicholas Rosogan, Door-keeper, brought in his Account, amounting to *Four Pounds, Eight Shillings*, which was allowed.

Jeremiah Langhorne, and *Clement Plumsted*, brought to the House the Bill, intituled, *An Act for the well tanning and currying of Leather, and regulating of Cordwainers, and other Artificers, using and occupying Leather within this Province*, and report, that they, with some Members of Council, had examined and amended the same to the Mind of the Governor; which Amendments being read and considered, were agreed to by the House; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

Ordered, That *Ralph Pile*, and *Samuel Carpenter*, wait upon the Governor, and desire to know when and where he is pleased to be attended by the House, in order to pass those Bills he has approved of into Laws.

Ordered, That the Laws to be passed this Session be printed, and that the Speaker, and *Richard Hill*, do agree with the Printer, and get them done expeditiously; in order thereto the Clerk is to prepare a correct Copy for the Press.

The Speaker, and *Clement Plumsted*, are desired to revise the Minutes, and that a fair Copy be made out by the Clerk, which they are to present to the Governor.

Resolved, That the Speaker issue an Order on the Treasurer to pay *Jonathan Dickinson Nine Shillings*, which he paid, by Order of Assembly, for Forms.

The Committee appointed by this House, the 25th of *February* last, to prepare and get drawn the several Bills committed to them, laid before the House the Charge thereof, and their Attendance on that Service five Days; whereupon it is resolved, that the Speaker do issue and Order on the Treasurer for *Ten Pounds*, for the immediate Service, payable to *Richard Hill*,

For the Use of <i>Andrew Hamilton</i> ,	£	4	0	0
<i>Isaac Norris, William Fishbourn, Richard Hill,</i>				
<i>Clement Plumsted, Jonathan Dickinson, and Sam-</i>				
<i>uel Carpenter, each Twenty Shillings,</i>		6	0	0
		—	—	—

In all £10 0 0

The Members appointed to wait on the Governor returned, and report, that he will be ready to receive the House, in order to pass the Bills, in Half an Hour.

The House went to wait upon the Governor, and being returned, the Speaker reported, that they had attended the Governor, and that the Governor had been pleased to pass four ingrossed Bills into Laws, the Titles whereof are as follows, *viz.*

A supplementary Act to a Law of this Province, intituled, An Act that no Publick-house or Inn within this Province be kept without License.

An Act for preventing Accidents that may happen by Fire.

An Act to prevent the Killing of Deer out of Season, and against carrying of Guns or hunting by Persons not qualified.
And,

An Act for the well tanning and currying of Leather, and regulating of Cordwainers, and other Artificers using and occupying Leather within this Province; and that William Fishbourn, and Samuel Carpenter, were desired to go, with such Members of Council as the Governor should appoint, to the Rolls-Office, to see the Great Seal affixed to the said Laws.

Ordered, That the Speaker sign Tickets to the Members for their Service, which was done accordingly.

Maurice Lisle, Clerk of this Assembly, brought in his Account, amounting to *Twenty-five Pounds, Eleven Shillings, and Six-pence*; which was allowed, and an Order issued on the Treasurer; as also an Order on the Treasurer to *Nicholas Rosogan*, Door-Keeper, for *Four Pounds, Eight Shillings*.

Ordered, That the Speaker be desired to keep the Chest till demanded by the Speaker of the next Assembly; and that he sign the fair Journal of this Assembly.—*And then the House rose.*

Signed by Order of the House,

ISAAC NORRIS, Speaker.

VOTES of the ASSEMBLY.

At an ASSEMBLY held in PHILADELPHIA, the Fourteenth Day of OCTOBER, ANNO DOMINI, 1721.

The Names of the Representatives of the Freemen of the Province of Pennsylvania, elected to serve in Assembly for the ensuing Year, according to the Returns of the Sheriffs of the respective Counties, *viz.*

Philadelphia County.	Chester County.	Bucks County.
<i>Robert Jones,</i>	<i>Samuel Levis, jun.</i>	<i>Jeremiah Langhorne,</i>
<i>Samuel Carpenter,</i>	<i>William Pile,</i>	Speaker.
sen.	<i>Daniel Williamson,</i>	<i>William Biles,</i>
<i>Francis Rawles,</i>	<i>Isaac Taylor,</i>	<i>John Sotcher,</i>
<i>Morris Morris,</i>	<i>David Lewis,</i>	<i>Joseph Fell,</i>
<i>Benjamin Duffield,</i>	<i>Henry Oburn,</i>	<i>Abel Janney,</i>
<i>John Swift,</i>	<i>Nathaniel Newlin,</i>	<i>Joseph Kirkbride,</i>
<i>William Tidmarsh,</i>	<i>Israel Taylor.</i>	jun.
<i>Benjamin Vining.</i>		<i>Bartholomew Jacobs,</i>
		<i>Thomas Canby,</i>

City of Philadelphia.

Joshua Carpenter, Anthony Morris, jun.

A QUORUM of the Representatives being met, as the Law and Charter of Privileges direct, proceeded to choose their Speaker; and *Jeremiah Langhorne, Esq;* was elected, *Nemine Contradicente*, Speaker of this Assembly, who was accordingly placed in the Chair.

Ordered, That *Nathaniel Newlin, William Biles, Benjamin Vining,* and *Samuel Carpenter,* wait upon the Governor, and acquaint him, that a Quorum of the Representatives are met, have chose their Speaker, and desire to know when the Governor will please to be attended, in order to present him: Who returned, and acquainted the House, that they waited on the Governor, according to Order; and that he was pleased to appoint the House to attend him the Sixteenth Instant, at Eleven in the Forenoon, with their Speaker; and then the House adjourned till the Sixteenth Instant, at Ten a Clock in Morning.

The House met, &c.

Ordered, That *Nathaniel Newlin,* and *Robert Jones,* wait upon the Governor, and desire to know if he is ready for the House to attend him with their Speaker, Who returned, that the Governor was pleased to say, He would get his Council together, and let the House know when they shall attend him.

The Governor, by his Secretary, acquainted the House, that he is now in Council, and ready to receive them; And accordingly the House went to wait upon the Governor to present their Speaker; and being returned, the Speaker reported, That they had waited on the Governor; who was pleased to approve the Speaker; and that he had, in the Name of this Assembly, desired free Access to the Governor's Person, as Oc-

casion requires, and a favourable Construction of their Words and Actions; and also, that the Governor had made a Speech to this House, of which he had obtained a Copy.

Ordered, That the same be read when the Members are qualified.

Ordered, That Qualifications be prepared by the Clerk, to be subscribed by the Members of the House; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Qualifications being prepared, were read at the Table, and subscribed; first by the Speaker in his Chair, and afterwards by the Members in Course, *viz.* *Jeremiah Langhorne, Esq; Speaker, Robert Jones, Samuel Carpenter, sen. Francis Rawles, Morris Morris, Benjamin Duffield, John Swift, William Tidmarsh, Benjamin Vining, Joshua Carpenter, Anthony Morris, jun. Samuel Levis, William Pile, Daniel Williamson, Isaac Taylor, David Lewis, Henry Oburn, Nathaniel Newlin, Israel Taylor, William Biles, John Sotcher, Joseph Fell, Joseph Kirkbride, jun. Bartholomew Jacobs, and Thomas Canby.*

The Governor's Speech was, according to Order, read, and is as follows.

Mr. Speaker, and Gentlemen of the Assembly,

"I HAVE had such good Success with former Assemblies, and meet with such hearty Welcome and kind Entertainment wherever I happen to go in the Country, that I think I may surely depend on the Love and Affection of the People whom you represent and consequently on your Esteem.

I cannot therefore but understand the Change, which I perceive the Country has made this Year of their former Representatives, to proceed chiefly from the just Opinion they hav (have) conceived of my hearty Inclinations, to grant them any Thing in my Power which can contribute to their further Ease and Happiness; wherein, I do assure you, they shall not be disappointed; But I hope those will (if there be any such) who vainly imagine, or expect, that this Change was intended to straiten the Governor with unreasonable Demands and a narrow Support.

It is obvious to every honest well-meaning Man, that the Duties and Obligations between any People and their Governor are reciprocal, and wholly consist in doing such Offices to one another as proceed from natural Goodness or Humanity; which, tho' it comprehends all the Moral Law, yet is easy to be applied and practised, in any Case, by every Man that does not oppose and struggle with the Dictates of his

own Conscience. This is that Simplicity, or Rectitude of Mind, which is so frequently opposed in Scripture to the Wisdom of this World: And as it is the poor Man's greatest Ornament, so, we may observe, it generally attends those who have no other Ambition but quietly to possess and enjoy the Fruit of honest Industry and Labour.

Gentlemen, I cannot doubt but my daily Endeavours to secure to you a quiet and orderly Administration of Justice at Home, as well as to promote the Credit and Reputation of this Colony Abroad, must be very acceptable to the People in general. And if it be so, I hope you will have some Regard to the extraordinary Charge and Expence, of my last Year's Services, for which I am left to depend entirely on your Justice and Gratitude.

Most certainly the Governor's true Interest, and the Honour and Reputation of an Assembly, will always be found inseparable; and it is to be hoped, that your unanimous Resolutions, at the Opening of this Session, will demonstrate them to be so; because this will render you at once easy amongst yourselves, and effectually stop the Mouths of Gain-sayers.

I shall conclude, with assuring you of my Readiness, not only to concur but to assist you in every Thing that can be proposed for the Publick Good; and your House may depend on my Authority to support them in all their just Rights and Privileges."

Ordered, That the same be read again To-morrow Morning; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Governor's Speech was according to Order read again, and considered.

Ordered, That *Robert Jones, Isaac Taylor, Francis Rawle,* and *Samuel Carpenter*, draw up an Address in Answer thereto.

The Petition of a considerable Number of Palatines, setting forth, the Reasons for their Removing themselves and Families into this Province, and praying Leave to bring in a Bill for their Naturalization, and to be exempt from swearing and bearing Arms, &c. was presented to the House, and read.

Ordered, That the same do lie on the Table, to be perused by the Members of the House.

Ordered, That the Rules practised by the last Assembly be read; which was done accordingly.

The Petition of *John Wells*, of *Soleberry*, in the County of *Bucks*, with a great many Inhabitants of *Bucks* and *New Jersey* subscribed thereto, shewing, that his Lands lieth convenient on *Delaware River* for a Ferry to be settled from his Landing to *New-Jersey*, and praying a Ferry may be there settled accordingly; was presented to the House, and read.

Ordered, That the same do lie on the Table.

The Petition of sundry Inhabitants of *Soleberry*, in the County of *Bucks*, setting forth, the Conveniency of a Ferry from *Thomas Canby's Mill*, in *Soleberry* aforesaid, to *New-Jersey*; and recommending *Thomas Canby* and *Anthony Morris* as the fittest Persons to keep the said Ferry, and praying Leave to bring in a Bill for the Settlement thereof accordingly; was presented to the House, and read, and ordered to lie on the Table; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Members appointed to draw the Address, in Answer to the Governor's Speech, brought the same to the House, which was read; and, after some Amendment, agreed to by the House, and is as follows, *viz.*

The ADDRESS of the Representatives in Assembly, in Answer to the Governor's Speech of the Sixteenth Instant.

May it please the Governor,

THE good Success that the Governor has had with former Assemblies, we believe is owing to his prudent Conduct, and encouraging the due and steady Administration of Justice; together with his ready Concurrence with the Assemblies; from time to time; and we hope that the same good Understanding will be continued between the Governor and the Representatives of the People.

We beg Leave to acquaint the Governor, that this House seems inclined to adjourn for some Time as usual; and do propose at our next Meeting to fall on such Measures as (we hope) will be to the Satisfaction of the Governor by an honourable Support; and also to go on with such Business as will tend to the Publick Weal.

It is very acceptable to us to understand the Governor's daily Endeavours has been to secure to us a quiet and orderly Administration of Justice, as to promote the Credit and Reputation of this Colony.

We heartily thank the Governor for his free Offers, not only to concur, but assist us in every Thing that can be proposed for the Publick Good; as also the Assurance of his

Authority to support this House in their just Rights and Privileges.

Ordered, That the same be signed by the Speaker.

Ordered, That *John Swift*, *Nathaniel Newlin*, *John Sotcher*, *Joshua Carpenter*, and *Benjamin Vining*, wait upon the Governor with the said Address, and acquaint him, that this House incline to adjourn till the first Day of *January* next, if the Governor please to approve thereof.

Ordered, That the Collector of the Excise attend this House; which he did, and being called in, was ordered to get his Accounts ready to lay before this House at their next meeting.

Ordered, That *Samuel Carpenter* acquaint the Treasurer to get his Accounts ready to lay before this House at the same Time.

Ordered, That *Benjamin Vining*, and *Benjamin Duffield*, provide a Room for the Assembly to sit in at their next Meeting.

John Swift, and the other Members appointed to wait on the Governor with the Address, returned, and report, they delivered the same, and their Message, according to Order; and that the Governor gave the House Thanks for their Address, and approved of the Time of Adjournment; and then the House adjourned till the first Day of *January* next, at Three a Clock in the Afternoon.

THE House met pursuant to their Adjournment.

Ordered, That *Nathaniel Newlin*, and *John Sotcher*, wait upon the Governor, and acquaint him, that the House is met, and desire to know if he has any Thing to communicate to them; and then the House adjourned till Nine a Clock Tomorrow Morning.

The House met, &c.

Nathaniel Newlin and *John Sotcher* report, that they have waited on the Governor, according to Order, and delivered their Message; who was pleased to answer, he had something to lay before this House.

Samuel Carpenter reported, that according to Order of the Seventeenth Of *October* last, he had spoke to the Treasurer, who promised to get his Accounts ready according to the Order of the House.

Abel Janney, a Member chosen to serve in Assembly this present Year for the County of *Bucks*, not having hitherto attended, now took and subscribed the Qualifications by Law appointed; and also the Attest of Abjuration, and took his Place.

Ordered, That Minutes of the last Session be read; which was done.

A Motion was made, that the Governor's Speech to this Assembly the Sixteenth of *October* last, be taken into Consideration; and, after some Debate,

Resolved, That the Report of the Committee of Accounts, made to the last Assembly the Sixteenth of *August* last, be first read; which was done.

Ordered, That *William Biles, Isaac Taylor, Samuel Carpenter*, and *Anthony Morris*, be a Committee of Accounts.

Ordered, That the Committee of Accounts go upon the Settlement of the Publick Accounts this Afternoon.

Ordered, That a Copy of the Report of the Committee of Accounts in *August* last be delivered to the said Committee.

The Governor, by his Secretary, acquainted the House, that he is now in Council, and desires the Attendance of the House forthwith: And accordingly the Speaker, with the House, went to wait upon the Governor; and being returned, the Speaker reported, that they had attended the Governor; who had been pleased to make a Speech to this House, of which he had obtained a Copy, which was read, and is as follows, *viz*,

Mr. Speaker, and Gentlemen of the Assembly,

"YOU have prudently chose the most seasonable Time of all the Year for the Dispatch of publick Business, when it will least interfere with your private Affairs in the Country; and I hope I have been so happy to speak your Sentiments with my own, as often as I have lately had Occasion to assure many of the good People of this Province, that we will, at this Time, give an attentive Ear unto all their Complaints, and most diligently apply ourselves to restore the Planter's Credit, without discouraging the Merchant by whose Industry alone our Trade must be supported with a sufficient Currency of Cash.

My Mind is so fully bent upon doing this Province some effectual Service, that I have lately formed the Design of a considerable Settlement amongst you, in order to manufacture and consume the Grain, for which there is at this Time, no profitable Market Abroad. And although this Project will doubtless at first, prove very chargeable and expensive to me, yet it it meets with your Approbation, and the Good-will of the People, I am well assured it cannot fail of answering my Purpose, to do a real Service to the Country; and every Interest or Concern of mine shall ever be built on that Bottom.

Gentlemen, if, in the Prosecution of your Affairs this Session, any Thing should happen, wherein my private Advice or Assistance can be serviceable to you, be assured, I will readily and chearfully meet, as often as there shall be Occasion, with any Committee you think fit to appoint; for, I am perswaded the Publick Good will be the Rule of our Thoughts, we may reasonable expect the best issue from united Councils."

And then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Governor's Speech to this House this Morning, was read again, and considered.

Ordered, That *Francis Rawle*, and *Robert Jones*, draw an Answer thereto.

The Application of *William Southby*, in Writing to this House, about *Negroes*, was read, and ordered to lie on the Table.

The Petition of a considerable Number of Persons, praying the Management of the Publick Treasury may be inspected into; and that the Act for raising County Levies, may be repealed, &c. was presented to the House, and read, and ordered to lie on the Table; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Committee appointed to draw the Address, in Answer to the Governor's Speech, brought the same to the House, which was read, and, after some Amendments, agreed to by the House, and is as follows.

The ADDRESS of the Assembly, in Answer to the Governor's Speech of the Second Instant.

May it please the Governor,

IT is with great Complacency this House receives the Governor's fresh Assurance of his Regard to the People we represent, in such affectionate Expressions, and Zeal to restore the Planter's Credit with just Care of the Merchant, who of late (with others) equally lie under the great Disadvantage of Want of a sufficient Currency of Cash; as appears to us from the melancholy Complaints of the People; and we will readily fall in with any Scheme, as shall appear to us conducive to a Remedy.

We gratefully acknowledge the Governor's Condescension to acquaint this House of his forming a Design to manufacture and consume the Grain of this Country: We hope the Success

will answer the Governor's Expectation, by a fruitful Advantage of his Interest, and consequently that of the Country, which are inseparable.

We heartily thank the Governor for his repeated Offers, in condescending cheerfully to assist and advise this Assembly in what may be for the Publick Good.

Ordered, That the same be signed by the Speaker, and presented to the Governor, by *Nathaniel Newlin* and *Benjamin Vining*.

The said Members returned, that they delivered the Address to the Governor, who gave the House Thanks for the same.

The Petition of a considerable Number of *Palatines*, setting forth the Reasons for their removing themselves and Families into this Province, and praying Leave to bring in a Bill for their Naturalization, and to be exempt from swearing and bearing Arms, was read the second Time.

Ordered, That Leave be given to bring in a Bill accordingly : and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Petition of sundry Persons, praying the Management of the Publick Treasury may be inspected, that the County Levy Act may be repealed, and that some Measures may be taken for Remedy of the present Decay of Trade, &c. was read the second Time, and considered. And 'tis the Opinion of this House, that if the Petitioners mean the Provincial Treasury, the same is answered, by appointing a Committee for that Purpose. That there being no particular Mismanagements of the Commissioners, alledged in the said Petition, they think it best to defer the Alteration of that Law for the present; and that that Part of the Petition relating to Trade, be considered when more Matter of that Kind shall come before this House; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

Ordered, That *Nathaniel Newlin*, and *John Swift*, wait upon the Governor, and acquaint him, this House desire to know whether the Laws passed since the Beginning of his Administration, be transmitted Home; and if any Return be made of their Approbation or Repeal.

The Committee of Accounts came to the House, and *Isaac Taylor* delivered to the Speaker the Report of the said Committee in Writing.

Ordered, That the said Report be read; which was done, and is as follows.

THE Committee appointed to settle the Publick Accounts, report, that they have settled with *Owen Roberts*, Collector of the Impost, Duty on *Negroes*, Tonage and Excise, and the Sums carried to the Credit of the Province, on the several Acts for the Support of Government, are as followeth.

Impost on Rum, Wine and Duty on <i>Negroes</i> ,				
till August 28 last, is	£	208	13	4
Tonage to the 13th of November last,		74	6	8
Excise for the County of <i>Philadelphia</i> , from				
May 14, to August 14, 1721,		164	14	0
Ditto for the County of <i>Chester</i> , from May				
14, to November 14, 1721,		64	7	2
Ditto for the County of <i>Bucks</i> , no Account				
brought since last Settlement,		00	0	0
		<hr/>		
Total received or due on Duties on Tonage } and Excise, to the several Times aforesaid, {	£	512	1	2
Balance last Account settled with the } Committee, August 18, 1721, due from the } Collector, <hr/>		704	10	0¼
		<hr/>		
In all		£	1216	11 2¼

Of which Sum he hath paid into the Treasury, 350 5 7

Which makes the Balance due to the Province, 866 5 7¼

The Committee have also settled the Treasurer *Samuel Preston's* Account: The total Debt of the Province, on all Orders issued to the Rising of the last Assembly, is *One Thousand Three Hundred and Thirty-four Pounds, One Shilling, and Seven-pence*, which, with *Five Pounds, Fourteen Shillings, and Four-pence*, Commissions, at Five per Cent, makes the total Debt of the Treasurer's Account *One Thousand Three Hundred and Forty Pounds, One Shilling, and Eleven-pence*; toward Payment of which Sum he hath received from the Collector, as aforesaid, *Three Hundred and Fifty Pounds; Five Shillings, and Seven-pence*, and, by a Mistake in his former Account of *Eighteen Pounds* short in the Credit, makes *Three Hundred and Sixty-eight Pounds Five Shillings, and Seven-pence*. Balance due from the Province, in full of all Orders issued to the Time of the Rising of the last Assembly, *Nine Hundred and Seventy-one Pounds, Sixteen Shillings, and Four-pence*. For Payment of which Sum we beg Leave to observe,

there remains Balance due from the Collector, when the Money is all received, *Eight Hundred and Sixty-six Pounds, Five Shillings, and Seven-pence Half-penny*; the Entries of Rum, Wine, and *Negroes*, since the 28th of *August*, are yet to be accounted for; also the Tonage from the 13th of *November*, and the Excise for the County of *Philadelphia*, since the 14th of *August*; and for the County of *Chester*, from the 14th of *November*; and the County of *Bucks*, for an uncertain Time; which several Sums, when received, will, we presume, be sufficient to overbalance the present Debt of the Province.

All which is humbly submitted to the Correction of the House.

ANTHONY MORRIS, ISAAC TAYLOR,
WILLIAM BILES, SAMUEL CARPENTER, sen.

Nathaniel Newlin and *John Swift* returned, and report, they delivered their Message to the Governor, according to Order; who was pleased to say, he would answer the same in Writing very speedily.

Ordered, That *Isaac Taylor*, and *William Biles*, acquaint the Collector that this House expects that he lay before them forthwith an Account of the particular Sums he hath paid the Provincial Account, since his last Settlement with the Treasurer, and also a List of the out-standing Debts.

A Motion was made, that this House do take into Consideration what Sums will be necessary to be raised for the Service of the Publick for the current Year.

Ordered, That the Governor's Speech of the Sixteenth of *October* last, and the Assembly's Answer thereto, be again read; which was done accordingly; and, after a considerable Time spent in the Debate thereof,

Resolved, N.C.D. That the Sum of *Fifteen Hundred Pounds* be raised as a Supply for the Publick Service of this Province for the current Year.

Resolved, That this House will, at Three a Clock this Afternoon, resolved itself into a Committee of the whole House, to consider of Ways and Means for raising the said Supply; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

Isaac Taylor and *William Biles* report, they spoke to the Collector, who promised to comply with the Order of the House as soon as possibly he could.

The Petition of a considerable Number of Inhabitants of the County of *Chester*, setting forth sundry Complaints and Aggrievances in several Articles, and praying Redress; was

presented to the House, and read, and ordered to lie on the Table.

Then the House, according to Order, resolved itself into a Committee of the whole House, to consider of Ways and Means for raising the Supplies agreed for the Support of Government; and, after a considerable Time spent therein, the Speaker resumed the Chair, and *John Swift*, reported from the said Committee, that they had made some Progress in the Matter to them referred; and that the Committee had directed him to move for Leave to sit again.

Resolved, That this House will To-morrow, at Ten in the Morning, resolve itself into a Committee of the whole House, to consider further of Ways and Means for raising the Supply for Support of Government; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

A Petition of divers Inhabitants of the City of *Philadelphia*, praying a Duty may be laid on Rum and Melasses, sufficient to discourage the Importation thereof; to lower the Interest of Money to Six *per Cent*. and to make Hemp and Flax current Pay, together with several Reasons and Arguments therein laid down to support the same; was presented to the House, and read, and ordered to lie on the Table.

Then the House, according to Order, resolved itself into a Committee of the whole House, to consider further of Ways and Means for raising of Money for Support of Government; and, after some Time spent therein, the Speaker resumed the Chair, and *John Swift* reported from the said Committee, that they had gone on the Business they had in Charge, and had come to several Resolutions, which they had directed him to report when the House will please to receive the same.

Ordered, That the said Report be made at Three a Clock this Afternoon.

A written Message from the Governor, by his Secretary, was read, and is as followeth.

Mr. Speaker, and Gentlemen of the Assembly,

"IN Answer to your last Message I can only say, as to myself, that I never undertook nor attempted to send Home any Laws for the royal Approbation, excepting that One for the Advancement of Justice; for which Service the Assembly chearfully voted *One Hundred and Fifty Pounds*; out of which, my worthy Friend, Mr. *Thomas Beak*, who, at my earnest Request, took the whole Trouble of that Business upon himself, has not yet received one Farthing.

If therefore you will please to examine how much has been paid of the said *One Hundred and Fifty Pounds*, towards the Service for which it was appropriated, and to order that the same be remitted to Mr. *Beak*, out of the first Money that shall come into the Treasury this Year, it will, in my Opinion, do Justice to the Honour of your Assemblies, and the Publick Faith of the Province, which otherwise will most certainly suffer in *England* upon that Account; And a Total Neglect hereof will also render the Management of any future Business, of the same Nature, much more difficult than otherwise it might be.

I have, on several Occasions, felt how much the Affairs of this Province suffer at Home for want of an established Agent; and you will find upon the Minutes of the two last preceding Assemblies how warmly I had recommended that Matter to them: And if you will but take Time to think of, and consider the Importance of it, I am confident I need not trouble you with any more Arguments on so plain a Subject.

I do not know of any Inconveniency that has happened upon the Repeal of some former Laws. And I hope we shall ever be careful not to offend a gracious King, or his Ministers at Home, by re-enacting the same Laws, which his Majesty has once thought fit to reject; a Practice too much in Use in this Province heretofore, tho' never attempted in my Time, and I hope never will be hereafter."

January 5. 1721-22.

WILLIAM KEITH.

Ordered, That *Robert Jones* call upon *Jonathan Dickinson*, or *Isaac Norris*, and acquaint them, that this House desires an Account of their Proceedings on the Order of Assembly for *One Hundred and Fifty Pounds*, ordered to be remitted Home for the Publick Service of this Province, pursuant to a Resolve of the Assembly, August 18, 1720; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

John Swift, according to Order, reported to the House the Resolutions of the Grand Committee, to whom it was referred to consider of Ways and Means for raising the Supply for Support of Government, viz. That a Duty or Impost of *Three-pence per Gallon* be laid on all Rum, and other Spirits, imported into this Province by Land or Water; that a Duty or Impost of *Forty Shillings per Pipe* be paid for all Wine imported by all Strangers, and *Twenty Shillings per Pipe* for all Wine imported by the Inhabitants of this Province; that a Duty or Impost of *One Penny per Gallon* be paid for all

Melasses imported into this Province; that *Five Pounds per Head* be paid as a Duty for all *Negroes* imported into this Province; that a Duty or Impost of *Six-pence per Pound* be paid for all Hops imported, the Growth of the Lower Counties and *West-Jersey* excepted; that a Duty or Impost of *Five Shillings per Barrel* be laid on all Cyder imported, the Growth of the Lower Counties and *West-Jersey* excepted; that a Duty or Impost of *Six-pence per Pound* be laid on all Flax imported, the Growth of the Lower Counties and *West-Jersey*, excepted; and that the Excise of *Eight-pence per Gallon* upon Wine be continued; and the Question being put, that the House doth agree to, and confirm the same? *Passed in the Affirmative.*

A Motion was made, and the Question put, that some Methods be taken to prevent the Abuses that happen from the Importation of Liquor in irregular and high bilged Cask? *It passed in the Affirmative, N.C.D.*

A Motion was made, that this House do consider what Measures shall be taken to enforce and encourage the making of good fine Flour; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

Resolved, That a Bill be brought in for laying the Impost Duty on Liquors, Hops, and Flax; and that *Isaac Taylor*, and *Benjamin Vining*, do prepare and bring in the same.

Resolved, That a Bill be brought in for laying a Duty on *Negroes*; and that *Robert Jones*, and *Samuel Carpenter*, do prepare and bring in the same.

Resolved, That a Bill be brought in for laying an Excise on Wine of *Eight-pence per Gallon*; and that *Frances Rawle*, and *John Swift*, do prepare and bring in the same.

Resolved, That a Committee be appointed to revise the Laws now in Force, and that they lay before this House on Account of such as want Amendment, or as are fit to be repealed, or being repealed, fit to be re-enacted; and also their Opinion what Laws they think are requisite now to be made.

Resolved, That the same be done in a Committee of the whole House.

Resolved, That this House will resolve itself into a Committee of the whole House the Twelfth Instant at Three in the Afternoon, to proceed upon the said Review of the Law; and then the House adjourned till the Eighth Instant, at Three a Clock in the Afternoon.

The House met, &c.

Ordered, That *Robert Jones*, and *Samuel Carpenter*, with the

Assistance of the Speaker, revise the Minutes, in order to be printed; and then the House adjourned till Ten a Clock Tomorrow Morning.

The House met, &c.

The Speaker reported, that he, with the Members appointed, had revised the Minutes, according to Order.

Resolved, That the same be printed.

Robert Jones, and *Samuel Carpenter*, according to Order, laid before the House a Bill, intituled, *An Act for laying a Duty on Negroes imported into this Province*, which was read the first Time, and ordered a second Reading.

Ordered, That *Andrew Bradford*, Printer, attend this House, who attended accordingly.

And being called in, was demanded by the Speaker for what Consideration he would print the Votes of this Assembly: And the said Printer offered to print the same for *Twenty-five Shillings per Sheet*, and would deliver fifty Copies as the Assembly shall Order; to which the House agreed.

A Petition of sundry Inhabitants of the City and County of *Philadelphia*, proposing several Parts of the Act for raising County Levies may be altered; was presented to the House, and read, and ordered to lie on the Table.

A Motion was made, that a certain Law of this Province, for empowering the Justices to settle the Prices of Liquors in Publick-houses, and Provender for Horses in Publick-stables, so far as the said Law relates to Liquors, be repealed.

Ordered, That the said Motion be further considered this Afternoon.

The Petition of *Francis Wood*, and *Edward Twells*, setting forth the Charge and Trouble they have been at in bringing to Perfection the making of Lamp-black in this Province, and praying Leave to bring in a Bill to prohibit all other Persons to make the same for a Term of Years, was presented to the House, and read, and ordered to lie on the Table; and then the House adjourned till Four a Clock this Afternoon.

The House met, &c.

The Petition of sundry Inhabitants of the County of *Chester*, praying that a Duty be laid on Rum, Wine, Melasses, and all Foreign Liquors imported; that all importer of Servants and Goods may be enjoined to take Country Produce for Pay, and that Hemp be made current Pay at *Forty-five Shillings per Hundred*; that the Charge which attends removing Causes from their Quarter Sessions to the Supream Court at *Philadelphia*, being very great, all Causes may have their ultimate

Trial in the County where they arise; that the Toll taken by Millers, being extravagant, may be lessened, and something done to regulate boulding and packing Flour; that the Building and Repairing of Bridges in that County may be made a Provincial Charge; that the Interest of Money may be reduced to *Six per Cent.* and that all Persons give an Account of that Part of their Estates to the Assessors for County Levies, in Order to be taxed; that the Commissioners for raising County Levies be made elective Yearly; and that something be done for the Ease of such as scruple to take the Affirmation allowed by Law; was read, and ordered to lie on the Table.

The House resumed the Consideration of the Motion made this Morning, for repealing Part of the Law for impowering the Justices to set the Prices of Liquors, &c. and, after some Debate,

Resolved, That a Bill be brought in to encourage the making good Beer in this Province; and that *Robert Jones*, and *Samuel Carpenter*, do prepare and bring in the same.

William Tidmarsh has Leave to be Absent To-morrow; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Petition of sundry Inhabitants of the County of *Chester*, read Yesterday Afternoon, was again read, and considered.

Resolved, That a Bounty of *One Penny per Pound* shall be paid for all good merchantable Hemp and that shall be made of the Growth of this Province.

Resolved, N.C.D. That good merchantable Hemp shall be current Pay in this Province for all Debts, and in all Cases at a certain Price to be set upon it by this House.

Resolved, N.C.D. That the Supream Courts of this Province ought to be held and kept in each County as formerly; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

Resolved, That a Bill be brought in to encourage the making of good fine Flour in this Province; and that *Benjamin Vining*, and *Samuel Carpenter*, do prepare and bring in the same.

Resolved, That a Supplement be made to the County Levy Act, to make the Commissioners yearly elective; and that there be but three in each County, and that the present Commissioners be continued till the first of *October* next.

Resolved, That a Message be sent to the Governor, to desire him to inform this House, if he is any further satisfied about the Bill laid before him by the last Assembly, for

the Ease of such as scruple to take the Affirmation by Law appointed.

A Petition of sundry single Persons, setting forth the Hardships they lie under by the Method now used for rating them, and the Disproportion it is to other Peoples Rates; and praying Relief was presented to the House, and read, and ordered to lie on the Table.

The Petition of sundry Shop-keepers, setting forth the Damage they and others suffer by the ill Practices of Pedlars, and praying they may be restricted and obliged to give Security, and take out Licences yearly; was presented to the House, and read, and ordered to lie on the Table.

The Petition of sundry Persons, setting forth the Inconveniences that happen from the Importation and Use of foreign Liquors in this Province, and praying the same may be remedied, by encouraging the Consumption of Liquors made of the Produce of this Government, was presented to the House, and read, and ordered to lie on the Table; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

Ordered, That *Robert Jones*, and *Nathaniel Newlin*, wait upon the Governor with the Message Yesterday agreed to be sent to him, about the Bill for the Ease of such as scruple to take the Affirmation by Law appointed.

Benjamin Vining, and *Isaac Taylor*, according to Order, laid before the House a Bill, intituled, *An Act for laying a Duty on Wine, Rum, Brandy, and Spirits, Melasses, Cyder, Hops, and Flax imported, landed, or brought into this Province*, which was read the first Time, and ordered a second Reading.

Robert Jones and *Nathaniel Newlin* returned, and report, they delivered their Message to the Governor, according to Order; who was pleased to desire them to inform the House, that sundry Persons, whom that Bill most affected, had told them they would write Home for a Copy of the Act of Parliament in *Ireland* on that Account; and that he had writ to *Great-Britain* about it, but had not yet received any Answer; and therefore thought it best the House would let that Affair alone at present.

The Bill for laying a Duty on *Negroes* imported into this Province, was read the second Time, and committed; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Petition of *Henry Dexter*, and *William Davies*, setting forth the Damage that accrues to the Purchasers of foreign Liquors in this Province, by the Method now used, of gauging

all Manner of Cask by the Diagonal Line; which Method they alledge to be false and erroneous; and praying to be made sworn Gaugers, and that the Method of Gauging be settled after the Manner used in the Excise in *Europe*, was presented to the House, and read, and ordered to lie on the Table.

The Petition of sundry *Swedes*, and other Inhabitants, complaining against the Uneasiness given them by some designing Persons, relating to the Titles to Land they hold under Grants from the Government of *New-York*, &c. and praying Leave to bring in a Bill to confirm them in their Rights and Possessions; was presented to the House, and read, and ordered to lie on the Table.

The Petition of *Samuel Carpenter*, praying, if an Act pass this Assembly, for regulating the boulding Trade, that he may be appointed Inspector and Weigh-master; was presented to the House, and read, and ordered to lie on the Table; and then the House adjourned till Ten a Clock To-morrow Morning.

The House met, &c.

The Petition of *John Wells*, of *Soleberry*, in the County of *Bucks*, and of sundry Inhabitants of *New-Jersey*, relating to the Ferry pray'd to be settled upon the said *John Well's* Land, was read the second Time; And also,

The Petition of sundry Inhabitants of *Soleberry*, in the County of *Bucks*, about the Ferry desired to be settled at *Thomas Canby's* Mill, was read the second Time.

Resolved, That this House will consider the said Petitions the Seventeenth Instant; and that the Clerk give Notice, in Writing, to *John Wells*, to attend at that Time if he see Cause.

The House being informed that the Collector of the Impost and Excise attended, he was called in, and delivered to the Speaker a List of Out-standing Debts, amounting to *Six Hundred and Eight Pounds, One Shilling, and Three-pence Half-penny*, and then withdrew; and the said List being read, he was again called in, and made Answer to several Questions put to him by the Speaker relating to the said List; and being pressed upon getting in the said Debts, and showed the Danger himself and Security lies under by their Out-standing, he promised to use his utmost Diligence therein; and then withdrew.

Robert Jones, according to Order, brought to the House a Bill, intituled, *An Act for encouraging the making of good Beer, and Consumption of Grain in this Province*, which was read the first Time, and ordered a second Reading; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Petition of *Jane Austin*, Widow, setting forth the Damage she and her Children have sustained by pulling down the Arch, and praying some Measures may be taken for her Relief; was presented to the House, and read, and ordered to lie on the Table.

The Petition of *Benjamin Morgan*, setting forth the Abuses suffered by the prevailing Custom of gauging Liquors imported in very irregular Cask by Rules only applicable to Cask of regular Proportions, &c. and praying to be appointed sworn Gauger for the City of *Philadelphia*; was presented to the House and read, and ordered to lie on the Table.

The Order of the Day being read, for the House to resolve itself into a Committee of the whole House to proceed upon the review of the Laws the House resolved itself into a Committee of the Whole House thereupon accordingly; and, after a considerable Time spent therein, the Speaker resumed the Chair, and *John Swift* reported from the said Committee, that they had gone through the Matter they had in Charge, and had directed him to report to the House the Opinion of the Committee thereon, viz. That the several Laws following be considered by this House, in order to Amendment and Re-enacting, viz. The Law about firing Woods; the Law for better settling Intestates Estates; the Law for regulating and establishing Fees; and the Law for raising a Duty upon Tonage of Ships and Vessels; and the Committee had agreed to add a Clause for a Draw-back of the Tonage, to be allowed to such Vessels as shall load two Thirds of their Lading of the Produce of this Province, and with the Money or Effects they had here or imported.

The Petition of a great Number of Inhabitants of this Province, praying the Currency of Money be raised; was presented to the House, and read, and ordered to lie on the Table; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

Robert Jones reported, that, according to the Order of the Fifth Instant, he had spoke to *Isaac Norris*, and *Jonathan Dickinson*, who informed him, they had received but Fifty Pounds of the One Hundred and Fifty Pounds, formerly ordered for the Service of the Publick in Great-Britain; which Fifty Pounds they sent Home in a Bill to *Henry Goldney*, which they thought would not much more than satisfy him for what he advanced some Time ago for the Publick Ser-

vice of this Government: and then the House adjourned till the Fifteenth of *January*, at Nine a Clock in the Morning.

The House met, &c. and adjoured till Nine a Clock Tomorrow Morning.

The House met, &c.

The Bill for encouraging the Making of good Beer, and Consumption of Grain in this Province, was read the second Time, and committed.

The Petition of *John Eier*, praying to be appointed the Officer for inspecting, searching, and weighing of Flour; was presented to the House, and read, and ordered to lie on the Table.

The Petition of *Bentley Cook*, praying to be appointed the Brander of Flour; was presented to the House and read, and ordered to lie on the Table.

The Petition of Andrew Bradford, setting forth, that he hath been at great Charge in bringing to Perfection the Making of Lamp-black, and praying Leave to bring in a Bill to prohibit all others from making the same for a Term of Years; was presented to the House, and read, and ordered to lie on the Table; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Bill for laying a Duty on Wine, Rum, Brandy and Spirits, Melasses, Cyder, Hops and Flax, imported into this Province; was read the second Time, and committed.

Benjamin Vining, and *Samuel Carpenter*, according to Order, laid before the House a Bill, intituled, *An Act to ascertain the Fineness, Goodness and Weight, of fine Flour, and making the same current Pay*, which was read the first Time, and ordered a second Reading.

Francis Rawle, and *John Swift*, according to Order, laid before the House a Bill. intituled, *An Act for laying an Excise or Duty on all Wine retailed in this Province*, which was read the first Time, and ordered a second Reading.

The Bill for laying a Duty on *Negroes* imported into this Province, was read the third Time.

Resolved, That the Bill do pass.

Ordered, That the same be transcribed.

Ordered, That *William Biles*, *Benjamin Vining*, and *Isaac Taylor*, do prepare and bring in a Supplement to the County Levy Act, according to the Resolve of this House the Tenth Instant.

Ordered, That a Bill be brought in to regulate the Practice

of Gauging; and that *William Biles, Benjamin Vining, and Isaac Taylor*, prepare and bring in the same.

The Petition of *Armstrong Smith*, praying Leave to bring in a Bill for some Regulations in his Ferry; was presented to the House, and read, and ordered to lie on the Table.

The Petition of *John Worrall*, complaining against some irregular Process used against him by some of the Magistrates of *Chester County*; was presented to the House, and read, and ordered to lie on the Table; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Bill for laying a Duty on Wine, Rum, Brandy and Spirits, Melasses, Cyder, Hops and Flax, imported into this Province, was read the third Time; and, after some Amendments, agreed to by the House.

Resolved, That the Bill do pass.

Ordered, That the same be transcribed.

The Bill for encouraging the Making of good Beer, and Consumption of Grain in this Province, was read the third Time; and, after some Amendments, agreed to by the House.

Resolved, That the Bill do pass.

Ordered, That the same be transcribed.

Francis Rawle, a Member of this House, and a Person interested in the Lands and Lots belonging to the Free Society of Traders in this Province, erected at the first Settlement thereof, moved in Behalf of himself, and the rest concerned in the said Lands, that Leave be given them to bring in a Bill for vesting the said Lands and Lots, in Trustees for Sale, for the Benefit of the Owners thereof.

Ordered, That Leave be given to bring in a Bill accordingly; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Members appointed to prepare and bring in a Supplement to the Act for more effectual raising County Rates and Levies, brought to the House a Bill, intituled, *A Supplementary Act to the Act for more effectual raising of County Rates and Levies*, which was read the first Time, and ordered a second Reading.

Francis Rawle, according to Leave given, laid before the House a Bill, intituled, *An Act for vesting the Lands and Lots commonly called, The Lands of the Free Society of Traders in Pennsylvania, in Trustees, to be sold for the Payment of such Sums of Money as were paid into the Publick Stock of the said Society, for purchasing the said Lands and*

Lots, and the carrying on the Trade designed by the said Society; which was read the first Time, and ordered a second Reading.

Ordered, That all Books, Deeds, Writings and Papers, whatsoever, that can be had or obtained, any ways touching or relating to the said Society's Stock, be laid before the House.

The House, according to Order, took into Consideration the Matter in Debate between *John Wells* and *Thomas Canby*, about the Ferry in *Soleberry Township*, in the County of *Bucks*.

Ordered, That *John Wells* attend this House; and he attended accordingly: And being called in, was ordered to speak what he had to say in Defence of his Petition; which he did.

Thomas Canby also gave the House the Reason for the Request made in his Petition; and then *John Wells* withdrew.

And the House having considered the Arguments and Allegations on both Sides,

Ordered, That *William Biles*, *John Sotcher*, *Joseph Kirkbride*, and *Bartholomew Jacobs*, go upon and view the Places in dispute, and make Report to this House their Opinion whose Conveniency will best accommodate the said Ferry.

The Petition of the single Persons was read, the second Time, and upon the Debate,

Resolved, That the Rate or Tax of a single Person in County Levies and Poor's Rates be *Three Shillings per Head* upon the Tax of *One Penny per Pound*.

Ordered, That a Clause be added to the Supplement to the County Levy Act for that Purpose.

The Petition of *George Mifflin*, praying to be appointed Weigh-master and Searcher of Flour; was presented to the House, and read, and ordered to lie on the Table.

The Petition of *Joseph Artrobus*, praying some Care may be taken, before the Society Bill passeth this House, to preserve to him his Improvements on the Society Lands; was presented to the House, and read, and ordered to lie on the Table; and then the House adjourned till Nine a Clock Tomorrow Morning.

The House met, &c.

The Petition of the Mayor and Commonalty of the City of *Philadelphia*, praying, that they may revive the old Ferry over the *Schuylkill*, at the End of *High-Street*, under such Limitations and Restrictions as are usual to other Ferries; and that the Officer for searching and weighing Flour, may be appointed by, and be under the Direction of, the

said City; was presented to the House, and read, and ordered to lie on the Table.

The Supplementary Act to the Law for the more effectual raising County Rates and Levies; was read the second Time, and committed.

The Bill for laying a Duty on *Negroes*; the Bill for laying an Impost on Wine, Rum, Brandy and Spirits, Melasses, Cyder, Hops and Flax, imported; and the Bill for encouraging the Making good Beer, and Consumption of Grain in this Province, being transcribed;

Ordered, That *John Swift*, *Nathaniel Newlin*, and *Joshua Carpenter*, carry the same to the Governor for his Concurrence; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

John Swift reported, that he, with the other Members appointed, delivered the Bills to the Governor, according to Order.

The Petition of *Daniel Hoodt* and *Thomas Flower*, praying to be appointed the only Person to gauge foreign Liquors for the City of *Philadelphia*; was presented to the House, and read, and ordered to lie on the Table.

The Petition of sundry Shop-keepers, setting forth the Damage they and others suffer by the ill Practices of Pedlars, and petty Chapmen, and praying they may be restricted and obliged to give Security, and take out Licenses yearly; was read the second Time, and considered;

Resolved, That all Pedlars be obliged to take a Licence yearly from the Governor; and that the Price be *Forty Shillings* for a Horse-pedlar, and *Twenty Shillings* for one that travels on Foot.

The Petition of sundry *Swedes*, and others, relating to the Lands they hold under Grants from the Government of *New-York*; was read the second Time, and

Ordered, That the same be considered To-morrow Morning; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The House, according to Order, took into Consideration the Petition of the *Swedes*, read last Night; and, after some Time spent therein, the Question was put, that Leave be given to bring in a Bill according to the Prayer of the said Petition? *It passed in the Affirmative*.

William Biles, and the other Members appointed, laid before the House a Bill, intituled, *An Act for the Gauging of*

Casks of Rum, Brandy and other Spirits, and Melasses, imported into this Province; which was read the first Time, and ordered a second Reading.

The Petition of sundry Coopers of the City of *Philadelphia*, praying that *Benjamin Morgan* may be appointed sworn Gauger, with Power to make Deputies; was presented to the House, and read, and ordered to lie on the Table.

The Petition of sundry Persons, praying that Liquors of the Produce of this Province may be exempt from Excise; was presented to the House, and read, and ordered to lie on the Table.

The Bill for laying an Excise or Duty on all Wine re-tailed in this Province was read the second Time.

Resolved, That an Excise of *Eight-pence per Gallon* be laid upon Rum, and that the same be added to the said Bill; and then the said bill was committed and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

A written Message from the Governor by his Secretary, acquainting the House, "That he thinks convenient to defer considering the Impost Bill till that of the Excise, which he understands is now preparing, be laid before him; and also, that he, finding there was a Petition of a Number of *Swedes*, relating to some Affairs of Property, preferred to this House, desired a Copy of the said Petition, and the Proceedings of the House thereupon."

Ordered, That *John Swift*, and *Benjamin Vining*, wait upon the Governor, and acquaint him, that this House desires he will please to return the Impost Bill to the House, in order to have that and the Excise Bill considered together; and that a Copy of the *Swedes* Petition, and the Proceedings of this House thereon, should be sent him: Who returned, and report, they did their Message to the Governor, according to Order.

The Governor, by his Secretary, returned to the House the Impost Bill.

The Bill, intituled, *A Supplement to the Act for the more effectual raising County Rates and Levies*, was read the third Time, and recommitted to *Isaac Taylor* and *Robert Jones*; and ordered that an Amendment be made, for the three eldest Commissioners in *Philadelphia* County, the two eldest or first named Commissioners in *Chester* County, and the first named Commissioner in *Bucks* County, be discharged of that Office on the 30th Day of *September* next; and that then, the First of *October* following, one Commissioner

be elected in the Room of them in each County yearly, to take Place after the two other then remaining.

The Petition of *Hugh Tress*, and others, living near where the Arch, in the *Front-Street*, lately was, complaining of the Injury done them by the pulling down of the said Arch, and praying Relief, was presented to the House, and read, and ordered to lie on the Table; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Bill for gauging of Casks of Rum, Brandy, and other strong Liquors, and Melasses imported into this Province, was read, the second Time, and committed.

The Petition of sundry Tanners, praying the Law for regulating the Practice of Tanners and Curriers, and settling the Price of tanned Leather, &c. may be repealed, was presented to the House, and read, and ordered to lie on the Table.

Ordered, That *Isaac Taylor*, and *Thomas Canby*, wait upon the Governor, and acquaint him, this House incline to adjourn till the 29th Instant, if the Governor please to approve thereof: Who returned, and acquainted the House, that the Governor approved of the proposed Adjournment; and then the House adjourned till the 29th Instant.

THE House met pursuant to their Adjournment.

A Quorum of the Members met, according to Adjournment, and *William Biles* informed them, that he had seen the Speaker, who desired him to acquaint the Members, that he is not able or capable, at present, to attend the Services of the House; and therefore they agreed that *Nathaniel Newlin*, *William Biles*, and *Benjamin Vining*, should wait upon the Governor, and acquaint him that, by Reason of the Speaker's Indisposition and Absence, they cannot proceed to Business, and have resolved to meet this Day Fortnight, if the Governor please to approve thereof: Who returned, that they waited, and delivered him what they had in Charge; and that the Governor was pleased to answer, that on this Occasion he thought it his Business to adjourn the House; and therefore desired the Members would keep together, till he sent his Message in Writing for that Purpose.

The Governor, by his Secretary, sent a written Message to adjourn the House till the twelfth Day of *February* next; whereupon the Members present thought fit to depart, and agreed to meet at that Time accordingly; and then the House adjourned till the twelfth of *February* next.

THE House met pursuant to their Adjournment.

A Quorum of the Members met, according to their Agreement, and *William Biles* informed them, that the Speaker continued sick, and that he had seen the Governor, who was pleased to desire some Members of Assembly might attend him this Evening, to consult what is best to be done in the present Exigency.

A Motion was made, that the Members depart at present, and meet again the Twenty-sixth Instant; to which they agreed, and ordered that *Robert Jones*, *William Biles*, *John Swift*, *Nathaniel Newlin*, *Isaac Taylor*, and *John Sotcher*, wait upon the Governor according to his Request, and acquaint him therewith: Who returned, that they had attended the Governor, according to Order, and delivered him the Mind of the Members present; but had no regular Conference with him as Members of Assembly on the present Occasion.

The Clerk acquainted the Members present, that the Governor has sent for him, and (in the Presence of *Robert Jones*, and the other Members sent to attend the Governor) delivered to him a Paper, which he delivered in at the Table; and the same being read, was a Writing signed by the Governor, under the lesser Seal of the Province, directed to him as Clerk of the House of Representatives of the Freemen of the said Province, to acquaint the said Representatives that they are adjourned to the Twenty-sixth Instant. Whereupon they unanimously resolved and agreed to meet at that Time; and then the House adjourned till the Twenty-sixth Instant.

THE House met pursuant to their Adjournment.

Ordered, That *Isaac Taylor*, and *William Biles*, wait upon the Governor, and acquaint him, that the House is met, and ready to receive what the Governor has to lay before them; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

Isaac Taylor, and *William Biles* report, they waited on the Governor, according to Order, and delivered their Message; and that the Governor was pleased to answer, he was glad the Speaker had recovered such a State of Health, as to attend the Service of the House; that he had nothing new to lay before them, but desired they would proceed to the Business now in Hand, and he would readily concur with any Thing for the Service of the Country; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

Ordered, That the Minutes of the last Session, from the Fifteenth of *January* last, be read; which was done.

William Biles, and the other Members appointed to see on whose Land is the best conveniency for the Ferry proposed to be settled in *Soleberry*, report, that They had gone upon the Place, viewed and considered the Conveniences of the Parties in Difference, and find that *John Well's* Land, and Conveniency of Landing, will best accommodate a Ferry in that Place for the Service of the Publick; and then the Question was put, that Leave be given the said *John Wells* to bring in Bill for Settlement of the said Ferry? *Passed in the Affirmative*; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Petition of sundry Persons, setting forth the Hardships some of the Inhabitants of this Government suffer by the Unacquaintance of the Assessors with the Circumstances of the People in general, and praying that an Assessor may be chosen in each Township, and to serve in that Station *gratis*; was presented to the House, and read, and ordered to lie on the Table.

The Petition of sundry Persons, praying Leave to bring in a Bill for reviving of such Debts, due from the County of *Philadelphia*, as cannot now be allowed by the Commissioners and Assessors, for want of being exhibited and noted, as directed by the Law of this Province, passed in the Fourth Year of the late Queen ANNE, intituled, *A Supplementary Act to that about raising County Levies*; was presented to the House, read, and considered.

Resolved, That since the Petitioners in their Petition own they were apprized of the said Act, which fore-closed their Debts, this House thinks it not fit or reasonable to revive such Debts as were wholly lost by the Neglect of the Creditors.

The Petition of *William Hearn*, shewing, that he being entitled to *Twenty-five Pounds* in the Society Stock, has taken up the one Eighth of a Square in that Right; and praying that the same may be preserved to him; was presented to the House, and read, and ordered to be further considered when the Society Bill is gone upon; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Petition of sundry Butchers, praying they may have Leave to sell Meat at Standings of their own raising and building, in the Streets of the City of *Philadelphia*, and not

be exposed to the extravagant Rent of the Stalls now built for the Market-house: was presented to the House, and read.

Ordered, That *Robert Jones* wait upon the Mayor and Recorder, and get an Account of the Conditions of building the said Stall, and in what Time the Rent will pay the Money they cost, with Interest.

The Bill, for vesting the Lands and Lots, commonly called, The Lands of the *Free Society* of Traders in *Pennsylvania*, in Trustees, to be sold for the Payment of such Sums of Money as were paid in to the Publick Stock of the said Society, for purchasing the said Lands and Lots, and carrying on the Trade designed by the said Society; was read the second Time, and committed.

Ordered, That *Robert Jones*, *Isaac Taylor*, and *William Biles*, be a Committee to examine the writings relating to the Society Affairs, and to compare them with the Recitals in the Bill; and that they have Power to send for Persons and Papers.

The Petition of sundry Persons, setting forth some Difficulties that attend the Ferry, called *Roach's Ferry*, and the Badness of the Road to it; and the Conveniency of the Old Ferry over *Schuylkill*, called *England's Ferry*, and praying that Power may be given to the City Magistrates, to erect and establish a Ferry at or near the Place where the Old Ferry was kept, under such Restrictions and Limitations as the Assembly shall think fit; was presented to the House, and read, and ordered to lie on the Table.

The petition of sundry Persons in *Chester County*, praying the County Levy Act may be repealed, or that three Commissioners may be elected yearly; was presented to the House, and read, and ordered to lie on the Table; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

Benjamin Vining, according to Leave given, brought in a Bill, intituled, *An Act for the further Confirmation of Rights to Lands, and for avoiding Law-suits concerning the same*; which was read the first Time, and ordered a second Reading.

A Petition of sundry Inhabitants of the City and County of *Philadelphia*, setting forth the Service the Law for County Levies hath been to the said County, and the present Damage the Alteration of the same will be thereto; and praying that it may not at present be altered: was presented to the House, and read, and ordered to lie on the Table.

The Petition of sundry Inhabitants of the County of *Bucks*, relating to the County Levy Act, and praying some Alteration may be made thereto; was presented to the House, and read, and ordered to lie on the Table.

The Bill, intituled, *A supplementary Act to the Act for the more effectual raising of County Rates and Levies*, was read the third Time, with the Amendment; and the Question was put, that the said Amendment, for displacing some Commissioners, and electing others in their Stead, shall stand as now inserted in the Bill? *Passed in the Negative*.

Then the Question was put, that the Commissioners, for the future, shall be three in Number, and yearly elected on the first Day of *October*? *Passed in the Affirmative*: And the said Bill was amended accordingly.

Resolved, That the said Bill and Amendments do pass.

Ordered, That the same be transcribed; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Bill for regulating the Trade of Boulting, and ascertaining the Fineness and Goodness of Flour, and making the same current Pay in this Province; was read the second Time, and considered, and ordered to be further considered To-morrow Morning; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The House, according to Order, resumed the Consideration of the Bill for regulating the Trade of Boulting, and ascertaining the Fineness and Goodness of Flour, and making the same current Pay in this Province; and, after some Time spent therein;

Ordered, That the same be further considered this Afternoon; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The House resumed the Consideration of the Bill for regulating the Boulting Trade, and ascertaining the Fineness and Goodness of Flour, &c. and, after some Time spent therein, and several Amendments agreed to be made thereto, the same was committed to *Robert Jones*, *Francis Rawle*, *Benjamin Vining*, and *Samuel Carpenter*.

Robert Jones, and the other Members appointed, report, that they have examined the Instrument recited in the Society Bill, and also made Remarks on some other Parts of the Bill, with References, in order to their notifying the same to the House upon the third Reading of the said

Bill; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

An Act for laying an Excise or Duty on all Wine. Rum. retailed in this Province, was read the third Time, with the Amendments; and some other Amendments were agreed to be made thereto.

Ordered, That *Joshua Carpenter*, and *Anthony Morris*, wait upon the Governor, and acquaint him, that this House desires to know what Conclusion he is come to on the Bill for Encouragement of making good Beer, &c. and then the House adjourned till the Fifth Instant, at Three A Clock in the Afternoon.

The House met, &c.

Joshua Carpenter, and *Anthony Morris*, report, that they went this Day to wait upon the Governor; but that he was not in Town.

Robert Jones, according to Order, brought to the House the Bill for ascertaining the Fineness and Goodness of Flour, &c. which was read the third Time, with the Amendments; and several other Amendments were agreed to be made to the Bill; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

Joshua Carpenter, and *Anthony Morris*, acquainted the House, that they had now waited on the Governor, and delivered their Message given to them the third instant; and that the Governor was pleased to answer, as to the Bill mentioned in their Message in Council, it was agreed, *Nemine Contradicente*, that that Part thereof relating to the Prohibition of using Melasses in Distillation, was not for the Interest of the Country.

The House went upon the Debate of the Amendments made to the Bill for regulating the Boulting Trade, &c. and the Title thereof being made, *An Act for preventing the Exportation of Flour not merchantable*, the other Amendments were read; and, after some Debate, agreed to by the House.

Resolved, That the said Bill do pass.

Ordered, That the same be transcribed.

The Petition of *Charles Sober*, and *Samuel Blunston*, praying to be heard before the House, grant Liberty for settling the Ferry at the End of *High-Street*; was presented to the House, and read, and

Ordered, That *Benjamin Vining* acquaint the Petitioners,

that they have Liberty to lay before this House what Reasons they have to support their said Petition.

The Petition of sundry Inhabitants of the County of *Bucks*, praying a Ferry may be settled from *Thomas Yardley's* Landing, in the said County, over *Delaware* to *New-Jersey*; was presented to the House, and read, and ordered to lie on the Table; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Amendments made to the Bill for laying an Excise on Wine and Rum retailed in this Province, were read; and

Resolved, That a Clause be added, to lodge *One Hundred Pounds per Annum* in the Collector's Hands, to pay the Bounty of *One Penny per Pound* upon Hemp, and the Residue to go in to the Provincial Treasury.

The Governor, by his Secretary, sent to the House a written Message. and some Minutes of the Proceedings of the Governor and Council this Day, upon an Information of some Persons made to the Governor and Council of the Death of an *Indian* above *Conestogoe*, caused, as is said, by *John* or *Edmund Cartlige*, or both of them; and desiring the House would vote such a Supply as will defray the necessary Charge of such unforeseen Accidents, which was read, and considered.

Resolved, N. C. D. Thanks of this House be given to the Governor for the Care he has already taken in the above Affair; and that he be desired to use the most expeditious Methods possible for apprehending the Persons suspected to be guilty of the Fact, in order to bring them to Justice; and that this House will cheerfully defray the necessary Charge that shall accrue on the Prosecution thereof.

Ordered, That *Isaac Taylor*, and *Abel Janney*, wait upon the Governor, and acquaint him with the Resolve of the House; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

Isaac Taylor and *Abel Janney* reported, that they delivered their Message to the Governor, according to Order; who was pleased to signify his Satisfaction with the Result of the House, and promised to take what Care in him lies to answer their Request.

The Bill, intituled, *An Act for the further Confirmation of Rights to Lands, and for avoiding of Law-suits concerning the same*, was read the second Time; also a written Message from the Governor, with the Copy of a Letter from him to the Commissioners of Property, and their Answer to him, all

touching the Business of the *Swedes*, mentioned in their Petition and the abovesaid Bill; and, after some Time spent in the Debate of the said Bill, the Question was put, that the said Bill be committed, in order to a third Reading? *Passed in the Negative*; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Bill, intituled, *An Act for vesting the Lands and Lots, commonly called, The Lands of the Free Society of Traders in Pennsylvania, in Trustees, to be sold for the Payment of such Sums of Money, as were paid in to the Publick Stock of the said Society, for purchasing the said Lands and Lots, and the carrying on the Trade designed by the said Society*; was read the third Time, and some Amendments were agreed to be made to the Bill; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Clause added to the Bill for laying an Excise on Wine and Rum retailed in this Province, was read; and, after some Debate, agreed to by the House.

Resolved, That the Bill do pass.

Ordered, That the same be transcribed; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Bills, intituled, *An Act to prevent the Exportation of Flour not merchantable; A Supplementary Act to the Act of more effectual raising of County Rates and Levies; and An Act laying an Excise or Duty on all Wine and Rum retailed in this Province*, being transcribed and examined.

Ordered, That *Benjamin Vining, Isaac Taylor, John Sotcher, and Anthony Morris*, carry the same to the Governor for his Concurrence; and that they return to him the Impost Bill; also that they desire the Governor's speedy Consideration of the two Bills now lying before him; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Members appointed Yesterday to wait upon the Governor report, they delivered the Bills and their Message to him, according to Order; who was pleased to answer, he would call his Council, and consider one or both of those Bills lying before him to Day.

A Motion was made, that this House do consider of a Sum to be given to the Governor for his present Supply, and the Question was put, that the Sum of *Five Hundred Pounds* be presented to Sir *William Keith*, Bart. Governor of this Prov-

ince, for his present Supply, to be paid out of the Publick Treasury of this Province? *Passed in the Affirmative.*

Resolved, That an Order be issued under the Speaker's Hand on the Treasurer for Payment thereof; which was done accordingly.

Some Proposals, by way of Amendment, from the Attorney-General to the Society Bill, were laid before the House, and read.

Ordered, That *Robert Jones, Samuel Carpenter, and Anthony Morris*, do prepare and bring in a Bill for regulating the Method how the Bounty upon Hemp shall be demanded and paid.

Ordered, That *Nathaniel Newlin, Robert Jones, and William Biles*, wait upon the Governor, and acquaint him that the House have voted him *Five Hundred Pounds* for his present Supply; and that they incline to adjourn till the Twenty-third Day of *April* next, if the Governor pleases to approve thereof.

Ordered, That the Speaker be desired to delivered the Order for *Five Hundred Pounds* to the Governor.

The said Members returned, that they delivered their Message to the Governor, according to Order, who was pleased to agree to the Time of the Adjournment proposed; and then the House adjourned till the Twenty-third Day of *April* next.

THE House met pursuant to their Adjournment.

Ordered, That *Robert Jones, and Nathaniel Newlin*, wait upon the Governor, and acquaint him, that the House is met, and desire to know if he has any Thing to lay before them; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

Robert Jones and *Nathaniel Newlin* reported, they waited on the Governor, and delivered their Message, according to Order; who was pleased to answer, that what he had to communicate to the House, should be laid before them this Day in Writing; also that he had considered some of the Bills now lying before him, and would call his Council this Day, and consider the rest.

The Bill for vesting the Lands and Lots, commonly called, The Lands of the Free Society of Traders in *Pennsylvania*, in Trustees, to be sold for the Payment of such Sums of Money as were paid in to the Publick Stock of the said Society, for purchasing the said Lands and Lots, and the Carrying on the Trade designed by the said Society, and the Amendments, were again read.

A Motion was made, and the Question put, that a Clause be added to the Bill, to preserve to such Persons as have settled Lands in Right of the Society their Improvements, they making appear their Right; and that in such Case, the Value of the Lands they hold shall be settled by indifferent Persons, to which both Parties shall agree; and that the Possessors have two Months Time, after the Passing this Act, to apply to the Trustees for that Purpose, or else be foreclosed of the Benefit thereof? *Passed in the Affirmative.*

Ordered, That *John Swift*, and *Robert Jones*, add a Clause to the Bill accordingly.

The Petition of sundry Inhabitants of *Chester* County, setting forth the Mischiefs that happen or may accrue to this Province, by selling Rum to the *Indians*, and other indirect Practices of the *Indian* Traders in their Dealing with them; and praying some certain Places may be appointed for the *Indians* to bring their Commodities to and deal at, or some other Remedy for the said Aggrievance; was presented to the House, and read, and ordered to lie on the Table; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

John Swift, and *Robert Jones*, according to Order, brought to the House the Clause ordered to be added to the Society Bill, which was read, and, after some Amendment, agreed to by the House; and the same was added to the Bill accordingly.

Resolved, N. C. D. That the Bill do pass.

Ordered, That the same be transcribed.

The Petition of sundry Tanners, praying the Law for regulating the Practice of Tanners and Curriers, and settling the Price of tanned Leather, may be repealed; was read the second Time.

Resolved, That this House can see no Cause at present to repeal the said Law, as pray'd by the said Petition.

The Petition of sundry Inhabitants of the County of *Bucks*, praying a Ferry may be settled from *Thomas Yardley's*, in the said County, over *Delaware* to *New-Jersey*; was read the second Time.

Ordered, That Leave be given to bring in a Bill for settling the said Ferry; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Petition of *Jane Austin*, Widow, *Hugh Tress*, and sundry others, setting forth the Damage she and they have sustained by pulling down the Arch, and praying some Measures may

be taken for their Relief; was read the second Time, and considered.

Resolved, That it not appearing to this House that the Petitioners have applied to the Mayor and Commonalty, or to the Laws of this Province, for Redress, they are of Opinion the Matter complained of does not lie properly before this House, till such Application be made, or Trial had.

The Governor, by *Charles Brockden*, sent to the House the Bills, for laying an Excise or Duty on all Wine and Rum retailed in this Province; for laying a Duty on *Negroes* imported into this Province; a supplementary Act to the Act for the more effectual raising of County Rates and Levies; to prevent the Exportation of Flour not merchantable; for encouraging the Making of good Beer, and Consumption of Grain in this Province; and for laying a Duty on Wine, Rum, Brandy and Spirits, Melasses, Cyder, Hops and Flax, landed or brought into this Province, with the Governor's Proposals of Amendment to every of them:

And the said Amendments were read.

The Bill for vesting the Lands and Lots, commonly called, The Lands of the *Free Society* of Traders in *Pennsylvania*, in Trustees, &c. being transcribed and examined.

Ordered, That *Isaac Taylor*, and *Anthony Morris*, carry the same to the Governor for his Concurrence; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

Isaac Taylor and *Anthony Morris* reported, they waited on the Governor, according to Order, and delivered him the Society Bill.

The Petition of *Armstrong Smith*, praying some Remedy against such as carry Passengers for Hire, under the Pretence of carrying them *gratis*, was read the second Time.

Ordered, That the Petitioner be referred to the Law for Remedy.

The Petition of sundry Butchers, praying they may have Leave to sell Meat at Standings of their own raising and building in the Streets of the City of *Philadelphia*, and not be exposed to the extravagant Rent of the Stalls now built for the Market-house; was read the second Time.

And *Robert Jones* reported, that, according to the Order of the Twentieth of *February* last, he had spoke with the Mayor about the State of that Affair; who informed him, that they think it not reasonable to abate any of the Rent of the Stalls, till the Money and Interest they cost be satisfied; which, considering Deficiencies and bad Debts, will, in

all Probability, be a long Time before it is paid: and, after some Time spent in the Consideration of the said Petition and Report.

Ordered, That the Mayor and Commonalty be desired either to lower the yearly Rent of the Stalls, or to appoint the Petitioners some other convenient Place for them to erect Standings at their own Charge on easy Rent.

The Petition of a considerable Number of Inhabitants of this Province, praying the Currency of Money may be raised, was read the second Time, and considered, and ordered to be further considered To-morrow Morning; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The House, according to Order, resumed the Consideration of the Petition for raising the Currency of Money; and, after some Debate, the Question was put, that a Bill be brought in to alter and raise the Currency of such Coins, passing in this Province, as are not settled by Queen ANNE'S Proclamation? *Passed in the Affirmative*.

Ordered, That *Isaac Taylor*, and *Samuel Carpenter*, do prepare and bring in the same.

The Petition of *John Worrall*, complaining against some irregular Prosecutions against him by some of the Magistrates of *Chester County*, and praying Relief, was read the second Time, and considered: And it is the Opinion of this House, that there is sufficient Remedy to be had by Law for any Misdemeanour of a Magistrate.

The Petition of the Mayor and Commonalty, and also the Petition of a considerable Number of the Inhabitants on the *West-side of Schuylkill*, desiring the Mayor and Commonalty may have Liberty to settle or revive the Old Ferry; commonly called *England's Ferry*; and the Petition of *Charles Sober*, and *Samuel Blunston*, against settling the said Ferry, were read again; and also *Samuel Blunston's* Reasons against the said Ferry, this Day laid before the House, were also read: And Doctor *Sober* attending was called in, and, as Attorney to Captain *Roach*, offered his Reasons against erecting the said Ferry; all which were consider'd.

Ordered, That Leave be given to the Mayor and Commonalty to bring in a Bill according to the Prayer of the said Petition; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Governor, by his Secretary, sent to the House a written

Message, and a Copy of the Proceedings of a Council he held with the *Indians* at *Conestogoe* the Sixth and Seventh of this Instant *April*; which were read, and considered.

Ordered, That *Robert Jones*, and *Nathaniel Newlin*, wait upon the Governor, and acquaint him, that this House desires he would please to lay before them an Account of the Proceedings of the two Counsellors sent to *Conestogoe* about the Apprehending and Securing *John* and *Edmund Cartlidge*, on Suspicion of killing an *Indian*, and what is farther done since in that Affair: Who returned, that they delivered their Message to the Governor, according to Order; and that he was pleased to answer, He thought it would have been better when the Messenger returns from the *Five Nations* to lay the Account of that Affair entire before the Assembly; but since they desired it, he would lay it before them now.

The Governor's Amendments to the Bill for laying a Duty on Wine, Rum, Brandy, &c. were read, and all agreed to except these; for lowering the Duty to *Two-pence per* Gallon; for empowering the Collector to make Deputies; and for laying double Duty on Goods imported not directly from the Place of Growth.

The Governor sent to the House the Report of *James Logan* and Colonel *John French*, on their executing the Commissions granted them to enquire into the Cause of the Death of an *Indian* above *Conestogoe*, supposed to be kill'd by *John* or *Edmund Cartlidge*; which was read; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The House took into Consideration the Report of the Commissioners sent to *Conestogoe*, on the Business of the *Cartlidges*; and, after a considerable Time spent therein,

Ordered, That *Robert Jones*, and *Francis Rawle*, draw an Address to the Governor on that Affair.

The Governor's Proposals of Amendment to the supplementary Act to the Act of County Levies, were read, and considered; and the Question being put, that the same be conceded to? *Passed in the Negative*; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Governor's Amendments to the Bill for laying a Duty on *Negroes* imported, were read, and considered; and this House cannot agree to the Amendment empowering the Collector to make a Deputy, especially in this County.

The Governor's Amendments to the Bill for encouraging the Making of good Beer, &c. were read; and the Question was put, that the Amendment proposed for allowing the Distillation of Melasses be conceded to? *Passed in the Negative*; also the other Amendment about licencing Publick-houses is not allowed, but agreed to stand as in the Bill.

Anthony Morris, according to Order, laid before the House a Bill, intituled, *An Act for Encouragement of raising Hemp in this Province, and making the same current Pay*; which was read the first Time, and ordered a second Reading.

A Bill for settling and erecting a Ferry at *Thomas Yardley's*, in the County of *Bucks*, over *Delaware*, was laid before the House, and read, and ordered a second Reading.

A Bill, intituled, *An Act for establishing a Ferry over the River Schuylkill, in the High-Street of the City of Philadelphia*, was laid before the House, and read the first Time, and ordered a second Reading.

A Bill for regulating the Gauging of Casks within this Province, was laid before the House, and read the first Time, and ordered a second Reading.

The Governor's Amendments to the Bill to prevent the Exportation of Flour not merchantable were read, and debated; and such as were agreed to, were inserted in the Bill.

A Motion was made, that a Bill be brought in, to lay a Duty on such Servants as shall be imported into this Province that are suspected, or can be made appear to be Convicts, or transported out of Prison in *Europe*.

Ordered, That a Bill be brought in accordingly; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

Isaac Taylor, and *Samuel Carpenter*, according to Order, laid before the House a Bill, intituled, *An Act for ascertaining the Rates of Money within this Province*, which was read the first Time, and ordered a second Reading.

A Motion was made, that a Bill be brought in to ascertain the Manner of impannelling the Jury upon Trials of Persons, residing in this Province, for Crimes by them committed in any Part or Place not within the settled or known Bounds of any County or Precinct thereof.

Ordered, That a Bill be brought in accordingly.

Robert Jones, and *Francis Rawle*, according to Order, laid before the House an Address to the Governor, which was read; and, after some Amendment, agreed to by the House, *Nemine Contradicente*, and is as follows.

To the Honourable Sir WILLIAM KEITH, Baronet, Governor
of the Province of *Pennsylvania*, &c.
The ADDRESS of the Representatives of the Freemen of the
said Province, in GENERAL ASSEMBLY, this
28th Day of *April*, 1722.

May it please the GOVERNOR,

AS hitherto we have been under the happy Influence of the Governor's prudent Conduct and steady Administration of Justice, so this House, shall always think themselves under the strongest Ties of Duty and Gratitude to acknowledge the same; but at no Time more suitable than on an Occasion of the greatest Importance to the Peace and Safety of this, and the other Parts of this Government.

The impowering two Gentlemen of his Council, so able and prudent, in an Emergency of such Importance, whose wise Conduct therein is very conspicuous from their Report; which, at the Request of this House, the Governor has been pleased to communicate to us, is satisfactory. The dismal Circumstances relating therein, at once filled us with Horror and Surprise, Horror, to think, that after a long Continuance of the Peace first settled by the Honourable Proprietary, WILLIAM PENN, with the Indians, any Breach thereof should be made by those that bear the Name of Christians, to the Reproach of that worthy Name, and Danger of the present and future Safety and Peace of the People of this Province, and other the King's Subjects on the Main of America.

May it therefore please the Governor, that as he has exerted himself in the Manner aforesaid on this Occasion, he will persist in his just Resolutions, to bring the Aggressors to condign Punishment, with as much Speed as the Law will admit; left, by a Delay of Justice, the Indians, by the Subtilty of ill-minded People, may be prevailed on to withdraw their Allegiance to the Crown of Great-Britain, and Affection to this Government, and, on the least Occasion, be provoked to do themselves Justice in such Ways as may be of most dangerous Consequence.

As it is very acceptable to this House, that on all Opportunities the Governor's Care is to maintain a good and perfect Understanding with the Indians, we request the Governor to advise with his Council in making Treaties with them; for as they are some of the principal Inhabitants of this Government, we have no Reason to doubt but they will be concerned for the Good of the same.

We also beg Leave to observe to the Governor, that as the maintaining the League and Friendship first made by our

worthy Proprietary, is a Thing of the greatest Importance that can lie before us, so we are very unanimous in our Opinions, that the bringing of Persons suspected, if guilty, to condign Punishment, will be the safest Way for preserving the Publick Peace, and renewing the said former League and Friendship.

In order thereunto we are humbly of Opinion, that it is proper an Inquisition be made by some intelligible Man, at least to see if the Body has received the Wounds the Report mentions; and that the English Evidences may be secured to give their Evidence, or otherwise, as the Case may require, in order to act according to the Laws of the Lands; for as Justice is the best Foundation of Friendship, whilst the People of Pennsylvania are apprehensive that the Indians have not Justice done them to their Satisfaction, their Fears will ever be alarmed from the vindictive Temper of that People; many sad Instances whereof are fresh in Memory from the Calamities of our neighbouring Colonies, both to the Southward and Northward, long languished under, whilst, by the Blessing and Mercy of God, we enjoy'd Quiet and Peace; which, next to the divine Providence, may be imputed to the strict Observance of Friendship and Justice with the Indians.

We observe, to the Governor, that the Fact as there reported, is very barbarous, and it is likely may be credited by the Indians, whatever Weight it may have elsewhere: Therefore we humbly beg of the Governor, that he will, with the Advice of his Council, take such legal Measures, in Prosecution of this melancholy Affair, as may give the Natives no just Cause of Offence, or the good People of this Province Umbrage of any lenity or Indulgence on any Account whatsoever. What Opinion some Men may have of their own Courage and Ability, and Number of our Inhabitants, and how inconsiderable the Natives are, yet there is Justice due to them: And we are of Opinion, that it is the best Measure that can be taken which has been begun by our late Proprietary, and we have happily had the Advantage of it hitherto. Also, we request the Governor and Council, not to suffer any Persons to settle or survey any Lands where they are not purchased of the Indians, or where they are not satisfied concerning the same.

The reading of that melancholy Report leads us naturally to consider a Petition of a great Number of the Inhabitants, presented to this House at this present Sitting, in relation, to the Maintaining a good Understanding with the Indians, and to prevent effectually the Selling or Carrying any Rum or other strong Liquors amongst them.

And we beg Leave to observe to the Governor, that notwithstanding the good Laws, that have been made from time to time, to forbid selling Liquors to them, and the repeated Requests of the Indians it should not be carried amongst them, it has not that Effect which the Generality of the sober Inhabitants and good People desired; but some Persons, regarding their own private Interest, as we have Reason to believe, have been too long in that Practice, to the great Grief and Trouble of the good People of this Province; which Practice, in our opinion, hath hazarded the Peace and Tranquillity thereof: Therefore, we request the Governor and his Council will be pleased to assist and advise us, how to fall upon such Measures as may effectually prevent the said Practices for the future; for, in our Opinion, it is a mischievous Thing, and of a very evil Tendency.

We humbly desire the Governor will put a favourable Construction on our plain and homely Address, being under a great Concern for the Peace and Security of the Inhabitants, and do assure the Governor, we shall not be wanting in any Part of our Duty.

Ordered, That the same be transcribed, sign'd by the Speaker, and presented to the Governor by Benjamin Vining, and Anthony Morris; and then the House adjourned till the thirtieth Instant, at Three a Clock in the Afternoon.

The House met, &c.

The Bill for settling a Ferry at Thomas Yardley's Landing, in the County of Bucks, over Delaware, was read the second Time, and committed to Robert Jones and Anthony Morris.

The Bill for establishing a Ferry over the River Schuylkill, in the High-Street of the city of Philadelphia, was read the second Time, and agreed that a Clause be added to oblige the Corporation to erect and maintain the said Ferry free of Charge to the Inhabitants of the City; and that a Ferry-house be build on the West-side of Schuylkill; and then the said Bill was committed to Robert Jones and Anthony Morris; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Governor, by his Secretary, sent to the House a written Message, in Answer to the Address of this House of the 28th of April last; which was read, and is as follows.

Mr. Speaker, and Gentlemen of the Assembly,

"I HAVE carefully considered your Address of the Twenty-eighth Instant, and heartily thank you for the great Satis-

faction you are therein pleased to express with my prudent and steady Administration.

It doubtless appears to you, as it must to every one else who has impartially considered my Transactions with the *Indians*, that I have carefully endeavoured to follow the late Honourable Proprietary's Steps in such Affairs, to keep the Natives always in a lively and perfect Remembrance of his Love to them, and to build all our Treaties of Peace with them upon the same Principles and Maxims of good Policy which he used and maintained when he was here himself.

"I can truly say, that no Man, before me, in the same Station, has ever shewed a greater Regard for the Members of Council, than I have always done to every one of the Gentlemen who now serve at that Board; and it having particularly been my constant Practice to ask their Advice in Matters of Importance, but especially on *Indian* Treaties, when it could possibly be had; I do not well know how to understand rightly the Advice you give me in that Point, unless you mean that I am to depart both from my own and your Sense of Things, whensoever any of those Gentlemen think fit to differ in their Sentiments from us; as some of them particularly do, at this Time, contrary to what you have, with great Justice, so warmly recommended in your Address, *viz.* Not to suffer any Persons to settle or survey any Lands where they are not purchased of the *Indians*, or where they are not satisfied concerning the same.

I hope the Gentlemen of your House will consider, that after five Years Service, so much to the Satisfaction of every Assembly, it cannot now be justly thought that I am a Stranger either to the People, or to the Publick Affairs of this Province. It may also be observed, that I have my whole Family settled here, and some Share of private Interest at Stake, as well as others. And, upon the whole, if my Actions in the Publick Service are but so favorably construed, as to merit and effectually procure the Continuance of the Peoples Confidence in my Conduct, I can assure you, that I have at this Time all the Probability, which the Nature of the Case will admit of, for settling Matters again with the *Indian* Nations upon that just, firm and friendly Foundation, which you so earnestly desire and recommend to me.

You will find, upon your Journals, that I have complained to former Assemblies, that the Laws in being were not found

sufficient to restrain People from carrying too great Quantities of Rum amongst the *Indians*, to debauch and cheat them; not to enable me to perform many Things, which, by the Council's Advice, I had promised in my Treaties with them.

And I am of Opinion with you, that some People, regarding their own private Gain more than any publick Good, unwarily pursue, or at least connive at, a Practice which manifestly endangers the Peace and Tranquility of this Province. But I desire you will send me that Petition, which you say is presented to you from the Country, with your Proceedings upon it, and I will heartily concur to assist you in every Thing that can be proposed for rectifying so great an Abuse, and for quieting the Minds of the good People whom you represent."

April 30, 1722.

WILLIAM KEITH.

An Act for the Trial of Felonies committed in those Parts of *Pennsylvania* not yet erected into particular Counties, was, according to Order, laid before the House, and read, and ordered a second Reading.

An Act for imposing a Duty on Persons convicted of heinous Crimes, and imported into this Province as Servants; was presented to the House, and read the first Time, and ordered a second Reading.

The Petition of sundry Inhabitants of *Chester* County, setting forth the Mischiefs that happen or may accrue to this Province by selling of Rum to the *Indians*, and other indirect Practices of the *Indian* Traders, in their Dealings with them, and praying some certain Places may be appointed for the *Indians* to bring in their Commodities and deal at, or some other Remedy for the said Aggrievance, was read the second Time, and considered; and agreed, that an Address be sent to the Governor, to desire his Answer to that Part of their Address of the Twenty-eighth of *April* last, which proposes the Securing the *English* Evidences against the *Cartridges*, and that some Persons be sent to view the dead Body of the *Indian*; which being drawn, and presented to the House, was read, and agreed to, and ordered to be signed by the Speaker, and is as follows.

To Sir WILLIAM KEITH, Baronet, Governor of the Province of *Pennsylvania*, &c.

The ADDRESS of the Assembly, this 1st Day of May, 1722.

May it please the Governor,

THE House has taken into Consideration the Governor's Answer to the Address of this House of the Twenty-eighth

of April last, and don't find the Governor has made any Answer to the Request of this House, in relation to the Securing the English Evidences against John and Edmund Cartlidge; nor whether the Governor thinks it proper to search the Corps of the Indian supposed to be killed by the said Cartlidges. If the Governor has not fully considered those two Heads, this House humbly requests that the Governor will be pleased further to consider the same, and let this House know his Mind thereon; also what further Measures the Governor intends to take in the legal Prosecution of that important Affair.

Signed by Order of the House, by
JEREMIAH LANGHORNE, Speaker.

Ordered, That the petition from *Chester*, about dealing with the *Indians*, be sent to the Governor, as he requests.

The House having drawn up their Objections to such of the Governor's Proposals of Amendment to the Impost Bill; the Bill for laying a Duty on *Negroes*; the Bill for encouraging the Making of good Beer, &c. and the Supplement to the County Levy Act, as they could not agree to; and,

Ordered, That *John Swift*, *Nathaniel Newlin*, *John Sotcher*, and *Joshua Carpenter*, wait upon the Governor with the Address; and that they carry to the Governor the Bills for the Impost; laying a Duty upon *Negroes*; encouraging the Making of good Beer, &c. and the Supplement to the County Levy Act; with the Reasons of the House against his proposed Amendments to those Bills; Also that they deliver him the Petition from *Chester* County about the *Indians*, which they are to desire the Governor to return to the House again; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Governor, by his Secretary, sent to the House a written Message, which was read, and is as follows.

Mr. Speaker, and Gentlemen of the Assembly,

"WHEN it was some Weeks ago considered in Council, whether it would be necessary or useful to send a Coroner, with a Jury of Christians, about two hundred Miles from hence into the Woods, to sit upon the Corps of a dead *Indian*, that had then lain two Months in the Ground? The Council were of Opinion, that it was impracticable to perswade Men of Integrity to undertake an Errand, which if it could be done, must be attended with a very great Expence, to very little or no Purpose.

As to the other Part of your Address, after I am, with the Council, informed of the *Seneca's* Answer to our Message; from which only we can clearly judge how to give full and entire Satisfaction to the injured Party, the necessary Orders will then be issue, in due Form, from the proper Officers, for securing such Evidences as can be found, and are yet wanting, in order to a legal and fair Trial, but not before; and therefore I expect that, until then, you will not give yourselves or me any further Trouble about that Matter."

May 1, 1722.

WILLIAM KEITH.

The Bill for regulating the Gauging of Casks in this Province, was read the second Time, and committed.

The Bill for encouraging the Raising of Hemp, and making the same current Pay, was read the second Time, and committed.

The Bill for ascertaining the Rates of Money within this Province, was read the second Time; and the Question being put, that the Rates of Money be, Gold *Six Shillings per Pennyweight*, or *Three-pence per Grain*; and *English Crown Seven Shillings and Six-pence*, and other *English Money* proportionable, and *Lion or Dog Dollars Five Shillings each*? *Passed in the Negative.*

The Bill for establishing a Ferry over *Schuylkill*, at the End of *High Street*, was read the third Time, and recommitted; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Governor returned to the House the four Bills last sent him, with his Answer, in Writing, to the Assembly's Objections against his Proposals of Amendment to those Bills, signifying his Pleasure to agree with the Assembly's Objections to his Amendments to the Impost and *Negroe* Bills; but that he adhered to his Amendments to the Supplement to the County Levy Act and the Beer Act.

The Bill for imposing a Duty on Persons convicted of heinous Crimes, and imported into this Province as Servants, or otherwise, was read the second Time; and, after several Amendments were agreed to be made to the Bill, the same was committed.

The Bill for Trial of Felonies committed in those Parts of *Pennsylvania* not yet erected into any particular County, was read the second Time; and several Amendments being agreed to be made thereto, the same was committed.

The Governor's Proposals of Amendment to the Bill for laying an Excise or Duty on all Wine, Rum, &c. was read, considered, and agreed to by the House; And also,

Resolved, That a Clause be added to allow the Publick House-keepers to sell a Gallon of Wine, and a Quart of Rum, or any larger Quantity of either, without Doors, Duty-free; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Bill for Encouragement of raising Hemp in this Province, and making the same current Pay, was read the third Time; and, after some Amendment, agreed to by the House.

Resolved, That the Bill do pass.

Ordered, That the same be transcribed.

The Governor's Proposals of Amendment to the Society Bill were read; and, after some Debate, agreed to by the House.

The Bill for imposing a Duty on Persons convicted of heinous Crimes imported into this Province, &c. was read the third Time.

Resolved, N.C.D. That the Bill do pass.

The Governor's Amendments to the Bill for prohibiting the Exportation of Flour not merchantable, were again considered; and the Question put, that this House do concede thereto? *Passed in the Negative*.

Ordered, That *John Sotcher*, and *Morris Morris*, carry the Bill for laying a Duty upon Convicts imported to the Governor for his Concurrence and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

A Motion was made, that the Bill for the Trial of Felonies, committed in those Parts of the Province not yet erected into any particular County, be read the third Time; and, after some Debate,

Resolved, That the Chief Justice be sent for, to advise this House in such Matters as they shall think fit to communicate to him.

Ordered, That a Message be sent to the Chief Justice, signed by the Speaker, to acquaint him therewith, which was done.

The Governor's Answer to the Objections of the Assembly, against his Proposals of Amendment to the Supplement to the County Levy Act, and the Bill for Encouragement of making good Beer, &c. were read and considered; and the Question was put, that the Governor's Proposal of Amendment, against

prohibiting Melasses to be distilled, be agreed to? *Passed in the Affirmative.*

Resolved, That this House cannot agree to that Amendment of the Governor, against the Method laid down in the said Bill for licencing Public-houses.

The Question was put, that this House do agree to the Governor's Amendment to the Supplement to the County Levy Act? *Passed in the Negative.*

A Motion was made, and the Question put, that instead of the Governor's Proposal of Amendment to the Supplement to the County Levy Act, one Commissioner go out, and another chosen yearly, as formerly proposed? *Passed in the Affirmative*; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

Ordered, That *Robert Jones*, and *Nathaniel Newlin*, wait upon the Governor, and return to him the Supplement to the County Levy Act; the Bill for encouraging the Making of good Beer, &c. and the Flour Act, with what Conclusions the House is come to thereon; and also that they deliver the Bill for Encouragement of raising Hemp, &c. to the Governor for his Concurrence; and then the House adjourned till Nine a Clock To-morrow.

The House met, &c.

A Motion was made, that a Bill be brought in to regulate the *Indian Trade*, and the Practice of the Traders: And after the said Motion was considered, and several Heads agreed to upon which to form a Bill for that Purpose,

Resolved, That a Bill be brought in accordingly for regulating the *Indian Trade*, &c. and that *Robert Jones*, and *Samuel Carpenter*, do prepare and bring in the same; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Bill for settling a Ferry over *Delaware*, at *Thomas Yardley's*, in the County of *Bucks*, was read the third Time; and, after some Amendment, agreed to by the House.

Resolved, That the Bill do pass.

The Bill for establishing a Ferry over *Schuylkill*, at the End of *High-Street*, was read the third Time, with the Clause ordered to be added thereto, and agreed to by the House.

Resolved, That the Bill do pass.

Ordered, That *Robert Jones*, *Nathaniel Newlin*, *Joshua Carpenter*, and *Joseph Kirkbride*, wait upon the Governor, and acquaint him, that the Return of the Messenger sent to the

Five Nations of *Indians*, still more and more encreases the Concern and Uneasiness this House is under, touching the present Affair of the *Indians*; and therefore cannot forbear once more to repeat their Request of the Twenty-eighth of *April* last, and desire the Governor will forthwith cause the *Cartlidges* to be kept in close Custody, and the *English* Evidence to be secured, in Order to the Trial; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

Robert Jones, and the other Members appointed to wait upon the Governor, report, they delivered their Message, according to Order; who was pleased to answer, he was sorry he had sent any Thing to the Assembly which was not satisfactory: And as to the *Cartlidges* he had delivered them up to the Law, and that their Mittimus was making, and would be dispatched speedily.

Ordered, That *Anthony Morris*, and *Samuel Carpenter*, wait upon the Governor, and deliver to him the Bills for settling the Ferry at *Thomas Yardley's*, in *Bucks* County, over *Dela-ware* to *New-Jersey*; and the Bill for settling the Ferry over *Schuylkill*, at the End of *High-Street*, for his Concurrence; and that they desire the Governor's Answer to the Proviso laid before him, to be added to the Excise Act; also that he will concede to the Adding an appropriating Clause to the End of the said Bill; and that they carry the Bill for laying a Duty on Convicts imported, to be examined by such as the Governor shall appoint.

The Bill for the Trial of Felonies committed out of the known Bounds of any of the Counties of this Province, with the Amendments, were read; and the question being put, that the said Bill do pass? *Passed in the Affirmative*, N.C.D.

Anthony Morris and *Samuel Carpenter* returned, and report, they delivered the Bills and their Message, to the Governor, according to Order; and that they had examined the Bill for laying a Duty on Convicts with some of the Council appointed by the Council; and that the Governor would send the House Notice when he would be attended by them, in order to pass it into a Law.

A Message from the Governor, by his Secretary, That the Governor desires the Attendance of the Speaker, and the House forthwith, at his own House: And thereupon the Speaker, and the House, went to wait upon the Governor; and being returned, the Speaker assumed the Chair, and reported, that they had waited on the Governor with the

ingrossed Bill, intituled, *An Act for imposing a Duty on Persons convicted of heinous Crimes, and imported into this Province, or otherwise*, which he had been pleased to give his Assent to, and pass the same into a Law; and

Ordered, That *John Swift*, and *Nathaniel Newlin*, go with some of the Council to the Rolls Office, to see the Great Seal of the said Province affixed to the said Law; and also, that the Governor had desired the House to appoint a Committee to confer with a Committee of the Council on the Affair of the *Indians*, and the Bills now lying before him for his Approbation.

Ordered, That *Isaac Taylor*, and *Morris Morris*, wait upon the Governor, and deliver him the Bill for Trial of Felonies committed in the Out-parts of the Province for his Approbation; and acquaint him, that this House agree to his Proposals of appointing a Committee at their next Meeting; and that they have resolved to adjourn till the Eighth Instant, at Two a Clock in the Afternoon; who returned, that they delivered the Bill to the Governor, and that he approved of the Time of Adjournment; and then the House adjourned till the Eighth Instant, at Two a Clock in the Afternoon.

The House met, &c.

John Swift and *Nathaniel Newlin* report, that they went to the Rolls-Office, and saw the Great Seal of the Province affixed to the Law against Importation of Convicts; and also, that they went forthwith and heard the same published.

The House, according to Order, went upon appointing a Committee to confer with a Committee of the Council on the Affair of the *Indians*, and the Bills now lying before the Governor, and

Resolved, That the Speaker, *Robert Jones*, *Isaac Taylor*, *William Biles*, *Joshua Carpenter*, *Francis Rawle*, *Nathaniel Newlin*, and *John Swift*, be a Committee to attend the said Conference; and,

Ordered, That they meddle not with the Allowance or Computation of any Charge that may attend the Business with the *Indians*; but that, if the Governor thinks fit to lay any Thing before this House of that Kind, they will consider thereof.

Ordered, That *Nathaniel Newlin*, and *John Swift*, wait upon the Governor, and acquaint him, that this House have appointed a Committee to confer with a Committee of the Council, as he desired, who are ready to attend the said Conference when and where the Governor will please to

appoint: Who returned, and acquainted the House, that the Governor desires the Committee to attend the Conference at the House of James Logan in Half an Hour.

The Committee appointed went to the Conference; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Governor returned to the House the Excise Bill; the Bill for encouraging the Making of good Beer, &c. the Supplement to the County Levy Act; and the Bill for preventing the Exportation of Flour not merchantable; with some Proposals of Amendment: And the Amendment to the Excise Bill were read, and agreed to.

The Speaker reported the Conference Yesterday with the Committee of Council; and, after some Time spent in the Consideration of the said Report, the House adjourned till Three a Clock in the Afternoon.

The House met, &c.

A written Message from the Governor was read, and is as follows.

Mr. Speaker, and Gentlemen of the Assembly,

"AFTER I had received the Answer of the *Five Nations* to our Message from *Conestogoe*, I did, with a due Regard to the Publick Justice of this Government, and to what you had recommended to me from your House, give the Necessary and proper Orders, by Advice of the Council, for committing and prosecuting *John* and *Edmund Cartlidge*, according to the common Course of the Law; but still I find, that all our just Expectations, in the Issue of that Affair, as well as in accommodating Matters with the *Indians* to Content, are in Danger of being frustrated, if some Provision is not forthwith made by the Assembly for defraying the Charge and Expence that must necessarily attend the Putting our Deliberations and Resolutions in Council into Practice.

I must therefore desire that your House will take the following Particulars into your Consideration, and to acquaint me with your Resolutions thereupon as soon as may be.

1. That before the Governor can promise to meet the *Sachims* of the *Five Nations* at *Albany* this Summer, as it seems they expect, it is necessary that the Assembly come to a Resolution to support the Charge of that Journey, and of the Presents that must be there made to the *Indians*,

upon renewing all our former Treaties of Friendship with them.

2. That the House will please immediately to issue an Order upon the Provincial Treasurer, to pay, in Course, what the Governor and Council think proper to be given to the *Indians* at their Departure, and to confirm what the Governor had now to say to the *Sachims* of the *Five Nations* by the Return of the same Messenger.

3. That good and creditable Men may be readily prevailed with to accept of the Vacancies which are now in the Commission of the Supream Court, the Assembly will please to declare whether they will make any Allowance, by way of Salary, to the other Judges, as well as to the Chief Justice, and how much may be expected for that Service."

May 9, 1722.

WILLIAM KEITH.

The Governor's Proposals of Amendment to the Bill for encouraging the Making good Beer; and the Supplement to the County Levy Act, were read, and agreed to by the House.

John Swift laid before the House a Bill, intituled, *An Act for settling a Ferry at Soleberry, in Bucks County, over Delaware to New-Jersey*; which was read the first Time, and ordered a second Reading.

The Bill, intituled, *An Act for regulating the Gauging of Casks in this Province*; was read the third Time, with the Amendment, and agreed to by the House.

Resolved, That the Bill do pass.

A written Message from the Governor, by his Secretary, was read, and is as follows.

Mr. Speaker, and Gentlemen of the Assembly,

"I HAVE considered the Petition presented to your House, from a great many substantial and creditable Inhabitants of the County of *Chester*, in Behalf of themselves and others; and I am of Opinion that their Request is rational, and well grounded upon Matters of Fact; and therefore justly deserves to be considered by your House, as a Business of great Importance towards securing the future Peace of this Colony.

I cannot but observe in the said Petition, that the People judge rightly and truly when they say, That the *Indians* depend wholly upon me in all matters of Treaty with them: Wherefore it is necessary, that I be impowered by Law to give them reasonable and just Satisfaction. And for my Part, I am willing to concur with you in answering the modest Request and Prayer of the Petitioners."

May 9, 1722.

WILLIAM KEITH.

And then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Governor's Message Yesterday to this House was again read, and considered; and agreed that *Nathaniel Newlin*, and *Benjamin Vining*, wait upon the Governor, to acquaint him, that this House have considered his two last Messages, and desire a Committee of the Council may be appointed to confer with a Committee of this House on the Subject Matter thereof; and that the Judges be desired to be present at the said Conference; and also, that they deliver the Bill for regulating the Gauging of Casks to the Governor for his Concurrence: Who returned, and acquainted the House, that the Governor was pleased to say, He would appoint a Committee of the Council to meet a Committee of the Assembly, at the Court-house, very speedily; and that one of the Judges, being of the Council, would be present; and they might send for the Chief Justice if they see Cause.

The Bill for settling a Ferry at *Thomas Yardley's*, in *Bucks County*, over *Delaware*, to *New-Jersey*, was read the third Time.

Resolved, That the Bill do pass.

Ordered, That the same be transcribed.

The Governor's Amendments to the Bill for encouraging the Raising of Hemp in this Province, were read, and considered; and the Question was put, that Hemp shall pass and be taken as current Pay as in the Bill? *Passed in the Negative*.

Then the Question was put, that the Bounty be still allowed on Hemp, and the Bill amended accordingly? *Passed in the Affirmative*.

The House took into Consideration what should be the Subject Matter of the proposed Conference with the Committee of the Council, and agreed that the same shall be,

1. That the *Cartridges* be actually delivered up to the Law; and that the Governor be desired not to interpose in this Affair by any Means or Ways whatsoever.

2. Whether the Method proposed by the Governor for treating with the *Five Nations of Indians*, and the Place appointed, be the most suitable to the Circumstances, and for the Service and Good of this Province?

3. What Sum they may judge will be necessary to defray the Charge of Negotiation.

The Governor, by his Secretary, acquainted the House, that the Members of Council were ready for the Conference.

Ordered, That *Robert Jones*, *Nathaniel Newlin*, *Benjamin Duffield*, *William Biles*, *Anthony Morris*, *Morris Morris*, *Israel Taylor*, and *Benjamin Vining*, be a Committee to attend the said Conference; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Committee appointed to attend the Conference report, that they had attended the same accordingly; and

First, They delivered to the House the Governor's Letter to the Judges, delivering the *Cartlidges* to be prosecuted by the Attorney-General as the Law directs; and the Governor's Instructions to the Gentlemen of the Committee of Council, appointed to attend the Conference, to the same Purpose.

Secondly, That the Council unanimously agree, that *Albany* is the fittest Place for meeting the *Sachims*, or Chiefs of the *Five Nations*.

Thirdly, The Committee of Council reckon, that for the Supply of the present Necessities of the *Conestogoe Indians*; to pay the Messenger that went from *Conestogoe* to the *Five Nations*, by Order of *James Logan* and Colonel *French*; for the Charge of maintaining the *Indians*, now in Town, upon this Occasion, and the Interpreters at the Return of the Messenger sent to the *Five Nations*, to *Philadelphia*; and the Presents now sent to the *Five Nations* by this Messenger: For all these Services there will be wanting the Sum of *Fifty Pounds*.

Resolved, That the Sum of *Fifty Pounds* be paid out of the Treasury to *James Logan* for the said Services; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

A Bill for regulating the *Indian Trade*, and for preventing the Selling Rum, Brandy, and other strong Liquors, to the *Indians*, within this Province, was laid before the House, and read the first Time, and ordered to be read again.

The Bill for erecting a Ferry at *Soleberry*, in *Bucks County*, was read the second Time, and committed; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Bill for ascertaining the Rates of sundry Sorts of Coin passing in this Province, was read the third Time, with the Amendments; and the Question being put, that the said Bill do pass? *Passed in the Negative*.

The Bill for regulating the *Indian Trade*, and for preventing the Selling of Wine, Rum, Brandy, and other Strong Liquors, to the *Indians*, was read the second Time, and committed.

Ordered, That *Isaac Taylor* and *Benjamin Vining*, wait upon the Governor, and desire him to send his Answer to the Bills, for regulating gauging of Casks, &c. and for the Trial of Felonies committed in the Out-parts of this Province: Who returned, that the Governor was pleased to say; As to the Bill for Trial of Felonies, committed in the Out-Parts of this Province, he could not, nor would, go any farther in that Affair than the Statute, which he would send to the House To-morrow Morning along with the gauging Bill; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Bill for regulating the *Indian* Trade, and for preventing the Selling of Rum, and other strong Liquors, to the *Indians*, with the Amendments, was read the third Time; and some Amendments were made to the Bill.

Resolved, That the Bill do pass.

Ordered, That *Nathaniel Newlin*, and *Benjamin Vining*, do carry the same to the Governor for his Concurrence: Who returned, and acquainted the House, that they delivered the Bill to the Governor, according to Order.

The Governor's Amendments to the Bill for encouraging the Raising of Hemp were considered; and, after some Alterations made to the said Bill,

Ordered, That *Isaac Taylor*, and *Joseph Kirkbride*, carry the same to the Governor.

The Governor, by his Secretary, sent to the House the Bill for Trial of Felonies committed in the Out-parts of this Province, with some Minutes of Council upon it; and the Bill for regulating gauging of Casks, with his Proposals of Amendment; which Amendments being read, were agreed to by the House; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

Ordered, That *Nathaniel Newlin*, and *John Sotcher*, wait upon the Governor, and acquaint him, that this House desires he would please to appoint some Members of Council to examine the ingrossed Bills: Who returned, that the Governor was pleased to say, he would appoint some of his Council to attend that Service forthwith.

Ordered, That *Robert Jones*, *Isaac Taylor*, and *Samuel Carpenter*, attend the Members of Council to examine the ingrossed Bills.

The Members appointed report, that they, and the Members of Council, had examined the ingrossed Bills according to Order.

Ordered, That the Speaker sign the six ingrossed Bills (now examined) in the House; which was done accordingly: And then the Speaker and the House went to wait upon the Governor; and being returned, the Speaker reported, that they had attended the Governor, and that he had been pleased to give his Assent to the following Bills, and to pass them into Laws, *viz.*

An Act for laying a Duty on Wine, Rum, Brandy and Spirits, Melasses, Cyder, Hops and Flax, imported, landed, or brought into this Province.

An Act for laying a Duty on Negroes imported into this Province.

An Act for laying an Excise or Duty on all Wine, Rum, and other Spirits, retailed in this Province.

An Act to prevent the Exportation of Flour not merchantable.

An Act for encouraging the Making of good Beer, and for the Consumption of Grain in this Province.

Supplementary Act to the Act for more effectual raising of County Rates and Levies.

And That *John Swift*, and *Nathaniel Newlin* was ordered to go with two of the Council to the Rolls-Office, to see the Great Seal of this Province affixed to the said Laws; and then the House adjourned till the fifteenth Instant.

The House met, &c.

Ordered, That *Robert Jones*, and *Isaac Taylor*, wait upon the Governor, and desire him to consider those Bills lying before him; and that they go to the Secretary for the Ordinance for holding Courts; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

Robert Jones and *Isaac Taylor* report, they delivered their Message to the Governor, according to Order; and that they attended the Secretary for the Ordinance for holding Courts, who told them, he thought it was at the Rolls-Office.

The Governor, by his Secretary, sent to the House a Bill for regulating the *Indian Trade*, &c. which he proposed instead of that sent to him from this House for that Purpose; and also the Bill for encouraging the Raising of Hemp, with some Proposals of Amendment.

The Bill proposed by the Governor for regulating the *Indian Trade*, &c. was read, and considered; and

Resolved, That all *Indian* Traders shall first, in the open Session of the Peace, give Security for their complying with the Laws of this Province for regulating the *Indian* Trade; and then be recommended to the Governor by the Justices to be licensed; and that Rum be totally prohibited in Trade with the *Indians*.

Ordered, That *Robert Jones*, *Samuel Carpenter*, and *Anthony Morris*; do amend the Bill prepared by this House, according to the last Resolve.

The Speaker laid before the House a Bill, intituled, *An Act for the better Establishing the several Courts of Judicature in this Province*; which was read the first Time, and ordered a second Reading; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Governor's Amendments to the Bill for encouraging the Raising of Hemp in this Province, were read, and considered; and, after some Debate, some Alterations were made to the said Bill, to answer the said Amendment.

The Bill for establishing Courts of Judicature in this Province, was read the second Time, and committed.

Ordered, That the Committee of Accounts now proceed to examine the Publick Accounts; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Bill for settling a Ferry at *Soleberry*, in the County of *Bucks*, was read the third Time.

Resolved, That the Bill do pass.

Ordered, That the same be transcribed.

The Amendments ordered to be made to the Bill for regulating the *Indian* Trade, &c. were read; and, after some Alterations, agreed to by the House.

Ordered, That *John Swift*, and *Nathaniel Newlin*, carry the Bill for regulating the *Indian* Trade, with the Amendments; the Bill for encouraging the Raising of Hemp in this Province, as now amended; and the Bill for settling the Ferry at *Soleberry*, in *Bucks* County, to the Governor, for his Concurrence: Who returned and acquainted the House, they delivered the Bills to the Governor, according to Order; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Bill for establishing the Courts of Judicature in this Province, was read the third Time.

Resolved, That the Bill do pass.

The Governor, by his Secretary, sent to the House the Bill for regulating the *Indian Trade*, and a Message in Writing, signifying that the Governor had laid before the House a Bill for that Purpose; and till he has the Mind of the House on that Bill, he cannot receive any other under that Title.

Ordered, That *Robert Jones, Isaac Taylor, and Francis Rawle*, wait upon the Governor with the Bill for establishing Courts for his Concurrence; and acquaint him, this House desire he will pass this Bill now sent him for regulating the *Indian Trade*; they thinking it will better answer the End designed than his Proposal: Who returned, that they delivered the Bills to the Governor, and that he was pleased to say, He could not receive this Bill for regulating the *Indian Trade*, till the House had either proposed Amendments, or given the the Negative to the Bill he sent them for that Purpose; and desired to have the Assembly's Answer in Writing; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The House took into Consideration the Bill sent by the Governor, instead of the Bill for regulating the *Indian Trade*; and, after a considerable Time spent in the Debate thereof, made an Address to the Governor, as follows.

To Sir WILLIAM KEITH, Baronet, Governor of the Province of *Pennsylvania*, &c.

The ADDRESS of the Representatives of the Freemen of the said Province, in ASSEMBLY met, this 18th Day of *May*, 1722.

May it please the Governor,

THE House having, since the Governor' sending to them his Proposals of Amendment to the Bill for regulating the *Indian Trade*, in the Form of a Bill, endeavoured to bring their said Bill, as near as they could, to such of the said Amendments as could be brought to the Mind of the House; but the Method of the Governor's laying down his Opinion, not being what is customary, by answering to the particular Paragraphs, which this House takes to be the properest and easiest Method to be understood, they think the said Proposals, as they now stand, will not answer the End designed; and particularly, the Liberty thereby given to carry Rum beyond the Inhabitants, to trade with the Indians, will, with some other Parts of the said Amendments, we think, render the Law ineffectual; and therefore humbly request the Governor will please to consider the Bill, now again sent him from this House, for prohibiting the Selling of Rum, and other strong Liquors, to the Indians,

and make his Proposals of Amendment to the particular Parts thereof as usual, or appoint a Conference, as he shall think fit.

Ordered, That the Title of the Bill for regulating the Indian Trade be altered, and made, A Bill for prohibiting the Selling of Rum, and other strong Liquors, to the Indians, and to prevent the Abuses that may happen thereby.

Ordered, That Nathaniel Newlin, and Joseph Kirkbride, wait upon the Governor with the Address and the said Bill: Who returned, that they delivered the Address to the Governor, and also offered to deliver him the Bill, which he refused to receive, and said, He would send a Message to the House in Writing very speedily; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

A written Message from the Governor was read, and is as follows.

Mr. Speaker, and Gentlemen of the Assembly,

"YOU very well know, that the Bill for regulating the Indian Trade, which you last sent up for my Consideration, is not the same which you first of all sent up, for it bears another Title, and is wrote upon a different Paper; wherefore I cannot receive it, until you have considered and amended, or rejected the Bill which before this you had received from me; and which you yourselves gave Rise on in your Address of the Twenty-eighth ult. by acquainting me with the Chester Petition, and requesting that I would advise and assist you how to fall on proper Measures for answering that End.

If you think fit, Gentlemen, to appoint any Committee of your House to confer with me on this Subject, I shall readily condescend to meet them at any Time you please to appoint; for I love Peace with all my Heart: And those who will impartially examine and consider every Part of my Conduct towards your House, during the whole Course of this Assembly, most certainly will be convinced that I have taken indefatigable and true Pains to merit your particular Esteem."

May 18, 1722.

WILLIAM KEITH.

The Governor also sent some Amendments to the Bill for settling a Ferry at *Soleberry*.

A Motion was made, and the Question put, that the Bill sent by the Governor to this House, intituled, *An Act for regulating the Indian Trade of this Province, and for enabling the Governor, for the Time being, to perform all that already*

has been, or may be thought convenient hereafter, to be stipulated with our own, or any other Indian Nations by Treaty, and proposed by him to be in the Room and Stead of the Bill sent to the Governor for his Concurrence, intituled, An Act prohibiting the Selling of Rum, and other strong Liquors, to the Indians, be further considered? Passed in the Negative.

The Governor's Amendments to the Bill for settling a Ferry at Soleberry, in Bucks County, were read, and agreed to by the House.

The Petition of *Richard Hill, Isaac Norris, and James Logan*, Commissioners of Property, praying a Proviso may be added to the Society Bill, for the Trustees giving Security for Payment of the Arrears of Quitrents, and to take up the unlocated Lands, according to Regulation; was presented to the House, and read.

Ordered, That *Robert Jones, Nathaniel Newlin, William Biles, John Swift, Samuel Carpenter, and Isaac Taylor*, be a Committee to confer with the Governor on the Bill for prohibiting the Selling Rum, and other strong Liquors, to the *Indians, &c.* and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Committee Yesterday appointed to attend the Conference report, that they attended the same accordingly; and delivered to the House an Amendment which the Governor proposed to be made to the Bill for prohibiting the Selling Rum, and other strong Liquors, to the *Indians*; and also a Proposal of Amendment to the Gauging Bill.

The Governor's Amendment to the Bill for prohibiting the Selling of Rum, and other strong Liquors, to the *Indians*, was read, and agreed to by the House.

The Proviso proposed to be added to the Society Bill, was read and considered; and ordered that Leave be given to the Persons concerned, to advise with their Counsel about the said Proviso.

The Governor, by his Secretary, returned to the House the Bill for encouraging the Raising Hemp, and the Bill for establishing the several Courts of Judicature in this Province, with some Proposals of Amendment to both the said Bills; and also two Accounts of Charges on *Indian Affairs*.

The Amendments to the Bill for encouraging the Raising of Hemp were read, and agreed to by the House; and another Amendment was made to the Bill.

Ordered, That *Benjamin Vining*, wait upon the Governor with the said Amendment.

The Governor's Proposals of Amendment to the Bill for establishing the Courts of Judicature in this Province were read, and considered; and, after some other Alterations made to the Bill,

Ordered, That the same, as now amended, be laid before the Governor for his Concurrence; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Alteration proposed by the Governor to the Gauging Bill was read, and agreed to by the House.

The Proviso proposed to be added to the Society Bill, was read, and considered; and the Question was put, that the same be added to the Bill accordingly? *Passed in the Affirmative*.

Ordered, That *Benjamin Vining* carry the Gauging Bill as now altered, and the Proviso proposed to be added to the Society Bill, to the Governor for his Concurrence; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The House took into Consideration the two Accounts, sent to this House by the Governor, of the Charge of *Indian Affairs*.

Ordered, That *Isaac Taylor*, and *Samuel Carpenter*, go to the Secretary, *James Logan*, and desire an Account of the two *Fifty Pounds* last allowed by the Assembly for *Indian Treaties*: Who returned, and report, the Secretary told them. He could not give any satisfactory Account of that Money, without the Treasurer.

The Governor, by his Secretary, sent to the House a written Message, containing his Reasons against, and positive Denial to pass, the Society Bill, if the Proviso, proposed to be added to the said Bill, be added thereto; and the said Message was read; also some farther Proposals of Alteration to the Gauging Bill; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Governor's Proposals of Alteration to the Gauging Bill were read, and agreed to by the House.

John Swift, laid before the House a Bill, intituled, *An Act for ascertaining the Rates of some particular Species of Coin passing in this Province*, which was read the first Time, and ordered a second Reading.

Ordered, That *Isaac Taylor*, and *Samuel Carpenter*, attend a Committee of Council, to examine the ingrossed Bills with the Originals; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Members appointed last Night to examine the ingrossed Bills report, they attended a Committee of Council, and examined the same accordingly.

A Letter directed to the House of Representatives from the Commissioners of Property, was laid before the House, and read, desiring, That the Society Bill may not pass without the Proviso proposed by them to be added to the said Bill; and then the House taking into Consideration the Governor's Message to this House Yesterday, shewing, that he can by no Means pass the said Bill if the said Proviso be added; also, considering that the House being now near to adjourn for some Time, and sundry other Bills ingrossed, examined, and ready to pass into Laws; also the many and continued Objections that arise touching the said Bill; and that there is not Time at present to perfect the same, the Question was put, that the said Bill for vesting the Society Lands, &c. in Trustees, &c. be laid aside for the present? *Passed in the Affirmative*.

The Bill for ascertaining the Rates of some particular Species of Coin passing in this Province was read the second Time, and committed.

The Treasurer attended, and laid before the House some Accounts of Monies disbursed for *Indian Treaties*.

The Bill for ascertaining the Rates of some particular Species of Coin passing in this Province was read the third Time.

Resolved, That the Bill do pass.

Ordered, That *John Swift*, and *Anthony Morris*, carry the same to the Governor for his Concurrence; and also the Gauging Bill as now altered, pursuant to his Proposals of Amendment.

The House took into Consideration, what Sum shall be added to the *Five Hundred Pounds* already given to the Governor, for his Support; and, after some Debate, the Question was put, that the Sum of *Five Hundred Pounds* be given to *Sir William Keith*, Bart. Governor of this Province, for the remaining Part of his Support for this Year? *Passed in the Affirmative*.

Resolved, That the Sum of *One Hundred Pounds* be paid out of the Provincial Treasury to *David Lloyd*, Esq; Chief

Justice of this Province, as a Salary for his Service in that Station for this present Year.

John Swift and *Anthony Morris* report, that they waited on the Governor with the Bill for ascertaining the Rates of some particular Species of Coin, and desired his Concurrence thereto.

Resolved, That the Sum of *Sixty Pounds* be paid out of the Public Treasury of this Province to *Andrew Hamilton*, Esq; Attorney-General, for his Service in that Station for this present Year.

Ordered, That *Robert Jones*, and *Isaac Taylor*, wait upon Governor, and acquaint him, that this House desire to know when he will please to be attended, to pass the ingrossed Bills into Laws; and also, that the House have had under their Consideration the Governor's Proposals of a Journey to *Albany* in the Publick Service, and what Sum will be sufficient to defray the Charge thereof: And therefore desire he will please to let the House know what sum he thinks will be necessary for that Service. Who returned, and report, that the Governor was pleased to appoint Five in the Afternoon to pass the Bills into Laws: and as to the other Part of their Message, he would take the Direction of his Council about it, so that the Charge to the Publick may be as small as possible; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Governor, by his Secretary, returned to the House the Bill for ascertaining the Rates of some particular Species of Coin passing in this Province, with his Proposals of Amendment.

Resolved, That an Order be issued under the Speaker's Hand, to the Provincial Treasurer, for Payment of the *Five Hundred Pounds* this Day voted to the Governor; which was done accordingly.

Ordered, That the Speaker deliver the same to the Governor.

Ordered, That the Speaker sign the ingrossed Bills, in order to be presented to the Governor to be passed into Laws; which was done accordingly.

Then the Speaker and the House went to wait upon the Governor with the ingrossed Bills; and being returned, the Speaker reported, that they had attended the Governor, and that he had been pleased to give his Assent to the following Bills, and to pass them into Laws, *viz.*

An Act for establishing Courts of Judicature in this province.

An Act to prohibit the Selling Rum, and other strong Liquors to the Indians, and to prevent Abuses that may happen thereby.

An Act encouraging the Raising of Hemp in this Province.

An Act for settling a Ferry at Soleberry, in Bucks County, over Delaware, to New-Jersey.

An Act to erect and establish a Ferry on the Lands of Thomas Yardley, of Makefield Township, in Bucks County, And

An Act for regulating the Gauging of Casks in this Province.

And that *Nathaniel Newlin* and *John Swift* were appointed to go with two of the Council to the Rolls Office to see the Great-Seal affixed to the Laws; also that the Governor had made a Speech to his House, of which he had obtained a Copy, which was read; and is as follows.

Mr. Speaker, and Gentlemen of the Assembly,

“WHEN we reflect upon the Accidents and Difficulties that have occurred to us during this Assembly, and the candid friendly Intercourse and Manner by which they have been at last happily composed, we must perceive, and be convinced, that not only the Form of civil Government, but even Justice itself cannot be upheld and duly administered, without such a Share of Humanity and Condescension as is necessary to beget a sincere Confidence between me and the Representatives of the People.

Every just and good Man, before he undertakes any Office in Government, ought well to consider the End and Design of that Trust wherein he is to be employ'd; which he will constantly prefer to all other Views or appendent Advantages whatsoever.

It being therefore the Purport and natural Tendency of all civil Government to promote the Prosperity, and to secure the Peace and Happiness of the Governed; and we being convinced by right Reason, as well as instructed from Experience, that there is not any better Means can be proposed for attaining this End, than by adhering steadily to the Execution of that Body of admirable Laws which have been composed, and so carefully transmitted to the brave and free People of *England*, by the Wisdom of their Ancestors.

It follows, and so I hope we shall ever conclude, that the safest and most satisfactory Way, to promote and secure the Peace and Happiness of the good People of *Pennsylvania*, will be to administer impartial Justice, in all Cases what-

soever, according to the known and established Laws of the Land. And as this will be our best and surest Defence against the Outrages of the Wicked, so this Excellent plain Rule will, one Time or other, most certainly bring to Light, and over come the hidden dark Projects and mistaken Wisdom of ill-designing Men, if there be any such among us.

Gentlemen, I heartily thank you for the Support you have given me this Year: And while I am conscious to my self that I have, in all Things relating to the Duty of my present Station, faithfully served the King, and at the same Time have omitted no Opportunity to maintain, establish, and transmit to Posterity, the just Liberties and Privileges of the free People whom you represent, I shall never doubt their chearful Inclinations and hearty-Good-will to grant me, from time to time, an honourable and reasonable Support."

And then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The House took into Consideration what Business yet remains before this House, and what Time will be most suitable for an Adjournment; and thereupon the Question was put, that this House do adjourn till the Twenty-fourth Day of September next? *Passed in the Affirmative.*

A Motion was made, and the Question put, that the Charge attending the Prosecution and Trial of the Persons suspected to have kill'd an *Indian*, above *Conestogoe*, be paid out of the Publick Treasury of this Province, as immediate Services of this Assembly; and that it be particularly recommended to the Judges, that all proper Measures may be taken, in order to a fair and legal Trial, with as much Speed as possible? *Passed in the Affirmative.*

Ordered, That a Copy of this Minute be sent to the Judges.

Then the House took into Consideration what the Governor has laid before them of his taking a Journey to *Albany* this Summer, in order to treat with the Five Nations; also having desired this House to make some Provision for defraying the Charge of his said Journey, and the Expences of the Company he may take with him; and the Governor is desired by the House to take the Advice of his Council therein: And thereupon it is

Resolved, That all the reasonable and necessary Charges of the said Journey shall be defray'd by Order of this House, not exceeding *One Hundred Pounds*; and that the Council be desired to appoint two of their own Number to accompany

the Governor to *Albany*, to assist him in his Negotiations with the *Indians*.

Andrew Bradford was sent for, and agreed with the Assembly for *Thirty Shillings per Sheet* to print the Laws, and to deliver fifty Books.

Ordered, That the Clerk prepare a Copy of the Laws for the Press.

The House being informed, that the Governor designs to put *Robert Asheton* into the Provincial Judges Commission; and upon Consideration of a Salary fit for the said *Robert Asheton*, the Question was put, that the Sum of *Fifty Pounds* be paid out of the Publick Treasury to the said *Robert Asheton*, for his Salary in that Station for a Year, if he accepts thereof? *Passed in the Affirmative*, N.C.D.

Ordered, That the Committee of Accounts, or some of them, settle the Collector and Treasurer's Account of all the Publick Monies, so as to have them ready against the next Meeting of this Assembly; and that the Clerk attend them.

Ordered, That *Samuel Carpenter*, and *Anthony Morris*, wait upon the Governor, and acquaint him with the Time of the Adjournment and then the House adjourned till the 24th Day of *September* next.

THE Governor having been pleased to issue his Summons for the Meeting of the Assembly this Day, the House met accordingly, the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

Ordered, That *Robert Jones*, and *Nathaniel Newlin*, wait upon the Governor, and acquaint him, that the House is met pursuant to his Summons; and then the House adjourn'd till Nine a Clock To-morrow Morning.

The House met, &c.

A Message from the Governor, by his Secretary, That the Governor desires the Attendance of the House, at the Court-house, forthwith: Whereupon the Speaker, with the House, went to wait upon the Governor; and being returned, the Speaker reported, that they had attended the Governor, who had been pleased to make a Speech to this House; of which he had obtained a Copy, which was read, and is as follows.

Mr. Speaker, and Gentlemen of the Assembly,

"I HAVE call'd you together at this Time to consider, how I shall be enabled to proceed next Month on my Journey to *Albany*, according to the Promise which, at your Request, I made, in Answer to the *Five Nations*. And that you may have a just Notion, and full Apprehension of the present State of *Indian Affairs*, amongst the neighbouring Govern-

ments, I have ordered some Letters and other Papers to be communicated to you.

Most certainly, we can never hope for a more favourable Opportunity than now offers itself to us, for treating with the *Five Nations*, and giving them Satisfaction which they have plainly told us they expect: And, if your Sentiments agree with mine, I propose to carry along with me to *Albany*, some Members of Council, two Interpreters, and a suitable Attendance: For, as I expect no Profit or Gain, but barely to have the necessary and unavoidable Expences of this Journey defrayed, I must desire, that the Provincial Treasurer be empower'd immediately to advance whatsoever you judge will be sufficient for that Service.

Gentlemen, Since I have this Opportunity, I conceive it is my Duty to acquaint you, that the Funds you have laid this Year for the Support of Government, are like to prove altogether deficient; so that if some further Provision be not made now, and other Measures taken, your Draughts upon the Treasury cannot be answered, and the Province will be brought under a considerable Burden of Debt; which, I hope, you will think yourself obliged in Duty to prevent."

July 24th, 1722.

The Governor also delivered to the Speaker sundry Letters, and Copies of Letters, betwixt the Governors of *Virginia*, *New-York*, and himself, relating to Treaties with the *Indians*; and also a Copy of a Treaty with the Chiefs of the *Five Nations*, in *Virginia*, All which were read.

Ordered, That the Committee of Accounts make Enquiry, what is become of the Fines and Forfeitures that are or have been paid for the Support of Government.

Joshua Carpenter, a Member of this House, being deceased;

Resolved, That this House will attend his Corps to the Burial; and then the House adjourned till Nine a Clock Tomorrow Morning.

The House met, &c.

The Governor's Speech to this House Yesterday was again read; as also the Minutes of May the Twenty-second and Twenty-third, touching the Expence of the Governor's Journey to *Albany*, to treat with the *Indians*.

Ordered, That *Robert Jones*, and *Nathaniel Newlin*, wait upon the Governor, and acquaint him, that upon a Message to the Governor the Twenty-second of *May*, to desire to know what Sum the Governor though would be sufficient to defray the Charge of his Journey to *Albany*; he was pleased to return, "That he would take the Direction of his Council about

that Business, so as that the Charge to the Publick may be as small as possible."

This House now desires he will please to inform them what Conclusion he and his Council are come to about that Charge, and for what particular Services; or that the Governor will please to appoint some Members of Council to confer with a Committee of this House on that Head: Who returned, and report, they delivered their Message to the Governor, according to Order; who was pleased to say, he would appoint some Members of Council at Four this Afternoon, to attend the proposed Conference.

Ordered, That *Robert Jones*, and *Nathaniel Newlin*, call upon Judge *Hill*, and desire him to inform this House, what Preparations are made for the Trial of the *Carllidges*; and if the Evidences be secured? And then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

Robert Jones, and *Nathaniel Newlin* report, that they had spoke to Judge *Hill*, who informed them, that the Copy of the Minute he received from the House, he sent to the Chief Justice.

The House being informed that some Members of Council were ready to attend the proposed Conference,

Ordered, That the Speaker, *William Biles*, *Robert Jones*, *Benjamin Duffield*, *Nathaniel Newlin*, and *Isaac Taylor*, be a Committee to confer with the Council.

The Speaker reported, they had attended the Conference, according to Order; and that the Members of Council informed them, that the *Indian* Messenger, sent with Presents to the *Five Nations*, was returned to *Conestogoe*, and therefore it was thought fit to defer the Consideration of the Charge of the Governor's Journey to *Albany* till that Messenger makes his Report here; and also, that the Members of Council, and they, unanimously agree, that, in order to a fair and legal Trial of the *Carllidges*, it is absolutely necessary that an Inquisition be had on the Body of the *Indian*, supposed to be killed and that the Judges, there present, offered to go with some members of this House to the Governor, to desire a Commission may be granted to some Person for that Purpose.

Whereupon *Robert Jones*, *Nathaniel Newlin*, *William Biles*, and *Anthony Morris*, were ordered to attend the Judges, to wait upon the Governor accordingly; and also to request the Governor, that a Person be dispatched immediately to fetch the *Indian* Messenger that is returned from the *Five Nations*

to *Conestogoe*, hither; and then the House adjourned till Nine a Clock To-morrow Morning,

The House met, &c.

The Members appointed Yesterday to wait upon the Governor with the Judges, report, that they attend on the Governor, according to Order; and that he was pleased to answer, if the Assembly will name a Person, he will commissionate him; and that he will dispatch a Messenger away immediately, as the House desired.

Ordered, That *Nathaniel Newlin*, and *William Biles*, wait upon the Governor, and acquaint him, that the House do recommend *Meirick Davies*, Coroner of this County, to be recommissionated to go and view the Body of the *Indian* supposed to be kill'd: Who returned, and report, that the Governor was pleased to say, He would grant a Commission to the said *Meirick Davies* forthwith.

The Committee of Accounts report, that they had spoke with *Owen Roberts*, Collector of the Impost, &c. and viewed his Accounts; and put upon getting them ready to lay before this House, which he promised to do this Morning; also, that they had attended the Chief Justice, who informed them, that by his Order *Joshua Lawrence* had drawn a List of the Fines and Forfeitures, and delivered it to the Under-sheriff, *David Evans*, with a Precept to collect them.

The Petition of sundry Persons concerned in the Society Stock, setting forth, the Damage the Interest of the Society suffers by that Clause in the Society Bill, which gives the Refusal of Purchase of all Lands of the said Society already taken up by the Possessors thereof, and praying the Bill may be again considered and pass; was presented to the House, and read, and ordered to lie on the Table.

Ordered, That *Francis Rawle*, and *Benjamin Vining*, acquaint the Treasurer, that it is believed there will be Occasion for at least *One Hundred and Fifty Pounds* to be advanced very speedily, for defraying the Expence of the Governor's Journey to *Albany*, and treating with the *Indians*, &c. which Money he is requested to procure accordingly.

Ordered, That the Printing of the Votes of this Assembly be continued.

The Printer delivered to the House the Number of Copies of the Laws agreed for; and then the House adjourned till the Thirtieth Instant.

The House met, &c.

Francis Rawle and *Benjamin Vining* acquainted the House, that they spoke to the Treasurer about raising the Sum of

One Hundred and Fifty Pounds, as agreed the *Twenty-sixth* Instant; who told them he would endeavour to comply therewith.

Ordered, That *Isaac Taylor*, and *Benjamin Vining*, wait upon Governor, and acquaint him, that this House desire to know what Return is come from the *Five Nations*; and that if the Governor still continues his Resolutions of going to *Albany*, he will appoint a Committee of Council further to confer with some Members of this House about providing for the Defraying the Charge thereof: Who returned, and report, they waited on the Governor, according to Order; and that he was pleased to answer, That the Secretary would report the Return of the *Indian* Messenger to the Council To-morrow at Ten a Clock, and that then it should be laid before the House; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Governor, by his Secretary, sent to the House the Report, of *Satcheecho*, the *Indian* Messenger, that is returned from the *Five Nations*, in Writing, which was read, and is *verbatim* as follows.

At a Council held at *Philadelphia*, *July* the
30th, 1722.

PRESENT,

The Honourable Sir WILLIAM KEITH, Baronet, Governor,

<i>Richard Hill,</i>	<i>Thomas Masters,</i>
<i>Samuel Preston,</i>	<i>Andrew Hamilton,</i>
<i>Anthony Palmer,</i>	Attorney-General,
<i>Robert Asheton,</i>	<i>William Asheton.</i>

James Logan, Secretary.

Satcheecho, the Messenger, who, in the Beginning of last *May*, was sent the second Time to the *Five Nations*, being returned from thence, and accompanied to Town, from *Conestogoe*, with Captain *Civility*, *Tehanook*, and *Diohause*, the Governor appointed him a publick Audience; wherein, by the Interpretation of *Civility*, from the *Mingoe*, into the *Delaware Indian* Tongue, and of *Alice Kirk* (who was first sworn to interpret truly) from that into *English*, he reported as follows.

THAT the People of the *Five Nations* wanted Provisions so much, and were so busily employed in looking out for Food, that the Chiefs had not Time to meet and open the Presents sent them by the Governor.

That he carried them altogether to the House of the King, on the River, where this Messenger was born (*viz*, the *Cayoo-*

goes) where he left them; and when they have Leisure from providing themselves with Victuals, they will meet together and open them.

That these Presents are all put together, with those sent by the Governor of *Virginia*, and the Golden Medal, sent by the Governor, until our Governor, and the Governor of *Virginia*, come to *Albany*; to which Place they desire the Governor and *James Logan* to come.

They were glad the Governor sent them a Letter; for that was like two Tongues, and confirmed what the Governor said to them.

The Great King of the *Five Nations* is sorry for the Death of the *Indian* that was kill'd; for he was his own Flesh and Blood: He believes the Governor is also sorry; but now it is done, there it no Help for it. And he desires that *John Cartlidge* may not be put to Death for it, nor that the Governor should be angry, and spare him for some Time, but put him to Death afterwards: One Life is enough to be lost; there should not two die.

The King's Heart is good to the Governor and all the *English*.

One stuck a Gentlemen with a Knife at *Albany*; they were sorry for it; but it was made up, and no Body was put to Death for it. So they desire *John Cartlidge* may not die for this; they would not have him kill'd.

John Cartlidge has been a long Time bound, and they desire he may be bound on longer.

When the Governor comes to *Albany*, they will take him by the Hand, and their Hearts shall be joined as their Hands together. The Governors of *New-York*, of *Virginia*, and of *New-England*, are to be there. The *Indians* will all meet, and all will be made up when the Governor comes to *Albany*.

The Governor of *New-England* has sent them great Presents of Matchcoat, thirty Bundles of Goods, all tied up, and they are not yet opened. When the Governors come altogether to *Albany*, they will open and divide them.

The *Five Nations* will be glad to see the Governor. They have been busy getting Victuals, as Fish out of the Rivers, and Venison from the Woods; but now Squashes and Pompions are come, they will be able to travel. Their King is an old Man, and could not come hither: He cannot travel as a young Man; but he will come to *Albany* to see the Governor there; who, he hopes, will come in ten Days. They desire that *Satcheecho* may come hither with the Governor.

Also, that the Governor desires the House to appoint a Committee to confer with a Committee of Council, at the Court-house, this Afternoon, at Three a Clock, on this Business of the *Indians*.

Ordered, That the Speaker, *John Sotcher*, *Robert Jones*, *John Swift*, *Benjamin Vining*, *Israel Faylar* and *Daniel Williamson* be a Committee to attend the said Conference; and then the House adjourned till Three a Clock this Afternoon.

The House met &c.

Ordered, That the Conference be reported To-morrow Morning; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met &c.

The Speaker reported, that the Committee, appointed to attend the Conference with the Council, had attended accordingly; and that the Committee of Council proposed, that not less than the Sum of *One Hundred Pounds* be allowed for defraying the Charge of the Governor's Journey to *Albany*, and *One Hundred Pounds* for Presents to the *Indians*. That the Committee had proposed to the Committee of Council, that two of the Council, viz. *Richard Hill*, and *James Logan* do attend the Governor in that Journey; but that *James Logan* had acquainted them, he would be very ready to serve the Country, but, for some particular Reasons, he could not at present go.

Ordered, That *Robert Jones*, and *John Sotcher* wait upon Judge *Hill*, and desire him to inform the House, if any Members of Council are concluded to go to *Albany* with the Governor: Who returned, that they had spoke with Judge *Hill*, who told them, that the Council is not yet met, but he believed the Persons would be named this Day in Council.

Ordered That *Francis Rawle*, and *Benjamin Vining* wait upon the Governor, and request him to lay before this House the principal Heads of the Matter designed to be treated at the intended Meeting with the *Indians* at *Albany*, and also to acquaint him, that the House very well approves of the Governor's Choice of the two of his Council to accompany him, viz. *Richard Hill*, and *James Logan*; but in case of Failure of either of them, *Isaac Norris* or *Andrew Hamilton*, or any two of them; and then the House adjourned till Three a Clock this Afternoon.

The House met &c.

Francis Rawle and *Benjamin Vining* reported, they delivered their Message to the Governor, according to Order: who was

pleased to answer, As to the Matter designed to be treated of at the Meeting with the *Indians*, he thought it not possible to frame any Thing of that Kind till he was in Council with the Governors at *New York* or *Albany*; but if the House have any Thing to communicate to him for his particular Notice at the Treaty, he would observe the same as near as possible.

A Message from the Governor by *Andrew Hamilton*, that the Judges, with the Approbation of the Governor and Council, have resolved, to defer the Trial of the *Cartlidges* till the Return of the Governor from *Albany*: And, that in the mean time, the Judges, with the Advice of the Attorney-General, have agreed, that it is necessary that an Inquisition be had on the Body of the *Indian* supposed to be kill'd; also, that such Persons as were summoned as Evidences, to attend the Trial, have Notice not to come till further Process; and that the *Indians* be acquainted therewith, and dispatch Home as soon as possible.

The House took into Consideration, the Return of their last Message to the Governor, and also of a Sum for Presents to the *Indians*, and for the Expences of the Counsellors that go with the Governor.

Ordered, That the same be further considered To-morrow Morning; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met &c.

The House, according to Order; resumed the Consideration of the Return of their last Message to the Governor; and

Resolved, That not being yet satisfied, That the Persons approved of by them to go with the Governor, are resolved to go, they think fit to defer the Conclusion of what Sum shall be added to that already allowed for defraying the Expences of the Journey, till they can be certain, that those Persons, or some other to their satisfaction, will go.

The Committee of Accounts acquainted the House, that they are ready to report, when the House will please to receive the same.

Ordered, That the said Report be made forthwith: Whereupon *Isaac Taylor* produced the Report of the said Committee in Writing, which he read, and afterwards delivered the same to the Speaker, and is as follows.

WE, the Committee appointed to settle the Publick Accounts, report, That we have settled with *Owen Roberts*, Collector of the Impost, Duty on *Negroes*, Tonage, and the last Excise;

and the Sums carried to the Credit of the Province on the several Acts for Support of Government, are as follows,

Impost on Rum, Wine, and Duty on <i>Negroes</i> ,	} £ 106 8 5
To the Twenty-third of <i>March</i> , 1721-22,	

Tonage to the Twelfth of <i>May</i> , and End of the Act,	43 18 2
-----------------------------------------------------------------	---------

Philadelphia County and City
Excise, from the Fourteenth of
August, to the Fourteenth of
February, 1721-22, amounting to
as *per Account*, £ 285 9 5½

Bucks County Excise, from
and to the same Time, 18 10 0

Chester County Excise, from
the Fourteenth of *November* to } 39 18 0
the Fourteenth of *May*, 1722, .. }

£ 343 17 5½

Deducting thereout the Commis-
sions, at 10 *per Cent*, 34 7 9

Remains, 309 9 8½

£ 459 16 3½

Balance of the last Account settled with the
Committee the Fourth of the *Eleventh Month*, } 866 5 7¼
1721-22, }

£ 1326 1 10¼

Brought £ 1326 1 10¼

Out of which must be deducted, for a
Mistake in the former Account, as appears by } 28 19 3
the Accounts, }

£ 1297 2 7¾

Of which Sum he hath paid to the Treasurer, 611 6 5

Balance due to the Province, £ 685 16 2¾

We have also settled the Treasurer *Samuel Preston's* Account; the total Debt of the Province, on all Orders issued since the Settlement made the 4th of the *Eleventh Month*, 1721-22, is *One Thousand forty-five Pounds*, and *Eighteen Shillings*, which, with *Fifty-two Pounds*, *Five Shillings*, and *Eleven-pence*, Commissions, at *Five per Cent* makes the Debt of the Treasurer's Account *One Thousand Ninety-eight Pounds*, *Three Shillings*, and *Eleven-pence*; which, with *Nine Hundred Seventy-one Pounds*, *Sixteen Shillings*, and *Four-pence*, Balance due for former Orders or Account with the said Treasurer, makes in all *Two Thousand Seventy Pounds*, and *Three-pence*. Towards Payment of which Sum, he hath received from the Collector *Six Hundred Eleven Pounds*, *Six Shillings* and *Five-pence*. Balance due from the Province, in full of all Orders issued to the Twenty-third of the *Third Month* last, *One Thousand Four Hundred Fifty-eight Pounds*, *Thirteen Shillings*, and *Ten-pence*; towards Payment of which, a Balance remains in the Collector's Hands, of *Six Hundred Eighty-five Pounds*, *Sixteen Shillings*, and *Two-pence*, *Three Farthings*, and the Entries of Rum, Wine, and *Negroes*, since the Twenty-third of the *First Month* last; also the Excise for the City and County of *Philadelphia* from the Fourteenth of the *Twelfth Month* last; and Excise for the County of *Bucks*, the same Time. All which is humbly submitted to the Correction of the House, by

ISAAC TAYLOR,
ANTHONY MORRIS,
WILLIAM BILES.

Resolved, That the immediate Services of this House shall be paid by the Treasurer, before any other Orders.

The House took into Consideration the Petition of the Members of the Society, touching the Society Bill; and thereupon the Question was put, that the Proviso proposed by the Commissioners of Property to be added to the said Bill shall be added thereto accordingly? *Passed in the Affirmative*.

Resolved, That a Clause be added to the said Bill, to oblige the Trustees to give Security for the true and faithful Discharge of their Trust; and then the House adjourned till Three a Clock this Afternoon.

The House met &c.

Resolved, That the Security to be given by the Trustees, in the Society Bill, shall be to the Orphans Court, and jointly and severally in the Sum of *Three Thousand Pounds*.

Ordered, That *Robert Jones*, and *William Biles*, go to the Counsellors that have been proposed to attend the Governor at *Albany*, and desire to know their positive Answer; if they will go that Journey in the Publick Service or not? Who returned, and report, they have spoke to *Isaac Norris*, *Richard Hill*, and *James Logan*, but cannot find that any of them are yet resolved to go with the Governor to *Albany*; but that *James Logan* told them, the Council would meet To-morrow Morning, and then he thought something would be done about it.

Ordered, That *Francis Rawle*, and *Anthony Morris*, carry the Clause and Proviso, agreed to be added to the Society Bill, to the Governor for his Concurrence: Who returned and report, they delivered them to the Governor, according to Order; and that he was pleased to say, He must have a special Regard to the Proprietary's Interest, and therefore would take some Time to consider them; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

Ordered, That the Speaker sign an Order on the Treasurer to *David Lloyd*, Esq; Chief Justice, for his Salary of *One Hundred Pounds*; which was done.

Andrew Bradford laid before the House his Account for Paper, printing, &c. which was allowed.

Ordered, That *Robert Jones*, and *Isaac Taylor*, go to the Chief Justice, Attorney-General, and other Persons who have done any Service for this House and acquaint them, that they now bring in their Accounts, in order for Allowance, and Orders on the Treasurer; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The said Members returned, and report, they had spoke to the several Persons concerned, as directed: Whereupon sundry Sums were allowed to several Persons for immediate Services; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

Ordered, That *John Swift*, and *Robert Jones*, wait upon the Governor, and acquaint him, that this House desire to know what Result he is come to about the Proviso and Clause laid before him to be added to the Society Bill; and whether any

of the Council have fully agreed to proceed with him to *Albany* in the Publick Service, and who?

Ordered, That *Francis Rawle*, and *William Biles*, look over the Journal, to take an Account of the Time of each Member's Service; and that the Clerk prepare Tickets for the same, to be signed by the Speaker.

John Swift and *Robert Jones* report, that they delivered their Message to the Governor, according to Order; and that the Governor was pleased to tell them, 'twas Yesterday agreed in Council, that *Richard Hill*, *Isaac Norris*, and *Andrew Hamilton*, or some two of them, would accompany him to *Albany*; also, that there was something drawn, and unanimously agreed on in Council, of what was necessary to be treated on with the *Indians*; which, if the Assembly continued sitting till got ready, should be laid before them; and that it was the Governor's Resolution to manage the same to the best Advantage of this Province, and in such Manner as will be most agreeable to the Inhabitants: Also, they delivered to the Speaker the Governor's Answer, in Writing, to the Clause and Proviso, proposed to him to be added to the Society Bill, which was read, and is as follows.

"THE Governor understands, that the Bill for vesting the Society-Lands in Trustees, &c. has actually gone through all the Forms in the Legislature, except that of being passed into a Law. The Clause therefore which is now proposed to be added, is out of Time; and moreover contains in it such Things as the House very well knows already, will never pass with the Governor, for Reasons which he hath formerly assigned in Writing, But if the House thinks fit to gratify those concern'd, by presenting the Bill to the Governor in the same Form wherein it was unanimously approved by the Governor, Council, and Assembly, the House may be assured, that the Governor has not alter'd his Opinion, but will always act consistent with himself, and agreeably to the necessary and usual Forms of the Legislative Power."

Resolved, That the said Bill be laid aside.

A Motion was made, that a Sum be added to the *One Hundred Pounds* already voted for defraying the Expence of the Journey of the Governor, and such of his Council as shall go with him to *Albany*; and the Question was put, that the Sum of *Thirty Pounds* be added to the said Sum of *One Hundred Pounds*, allowed for the said Service, in case any two, or more,

of his Council, proposed by this House, shall go with him?
Passed in the Affirmative.

Then the Question was put That the Sum of *One Hundred Pounds* be allowed to be disposed of by the Governor and Council for Presents to the *Indians*? *Passed in the Affirmative.*

Ordered, That *Benjamin Vining*, and *Anthony Morris*, do see the Minutes be speedily printed.

Ordered, That *Benjamin Vining* and *Samuel Levis*, go to the Treasurer, and acquaint him, there is an Addition of *Eighty Pounds* to the *One Hundred and Fifty Pounds* for defraying the Expence of the Governor's Journey to *Albany*, and Presents to the *Indians*; and desire to know if he has procured the Money first agreed on: and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

Ordered, That the Speaker sign Orders on the Treasurer for the several Sums allowed by this Assembly, for immediate Service, and otherwise; which was done accordingly.

Ordered, That the Speaker sign Tickets to the Members for the Time of their Service; which was done.

Ordered, That *Benjamin Vining*, *Samuel Levis*, and *Joseph Kirkbride*, wait upon the Governor, and deliver to him the Order on the Treasurer for *One Hundred and Thirty Pounds*, for the Expence of him and his Council to *Albany*; and to acquaint that the House is ready to break up, unless he has any farther Business to lay before them; also, that they deliver the Order for *One Hundred Pounds*, for Presents to the *Indians*, to *Isaac Norris*, to whom the same is made payable.

Ordered, That the Treasurer do pay such Orders of the Judges, and Attorney-General, as they shall draw on him for the Summoning or Bringing in Evidences, or any other Charges that shall accrue on the Prosecution and Trial of the *Cartlidges*.

Benjamin Vining, and the other Members appointed, returned, and report, that they delivered the Bill for *One Hundred Pounds* to *Isaac Norris*; and that they had been to wait on the Governor, but that he was not in Town.

Ordered, That the Clerk transcribe the Journal of the Proceedings of this Assembly fairly into a Book, to remain as a Record in the Chest.

Ordered, That the Speaker sign the fair Journal of this Assembly,—*And then the House rose.*

At an ASSEMBLY held in PHILADELPHIA, the FIFTEENTH DAY of OCTOBER, ANNO DOMINI, 1722.

The Names of the Representatives of the Freemen of the Province of *Pennsylvania*, elected to serve in Assembly for the ensuing Year, according to the Returns of the Sheriffs of the respective Counties, *viz.*

Philadelphia County.	Bucks County.	Chester County.
Samuel Carpenter,	Joseph Growdon,	Samuel Levis, jun.
sen.	Speaker.	Joseph Pennock,
Francis Rawle,	William Paxton,	David Lewis,
Matthias Holston,	William Biles,	William Pile,
John Swift,	John Sotcher,	Daniel Williamson,
Robert Jones,	Joseph Kirkbride,	Israel Taylor,
Anthony Morris,	jun.	Nathaniel Newlin,
Hugh Evans,	George Clough,	Isaac Taylor.
Benjamin Vining.	Thomas Canby,	
	Thomas Yardley.	

City of Philadelphia.

John Kearsley,

Charles Read.

THE Members met this Day in a full House, and proceeded to choose their Speaker, and *Joseph Growdon, Esq*; was elected, by Majority of Votes, Speaker of this Assembly, who was accordingly placed in the Chair, and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The House waited on the Governor to present their Speaker; and being returned, the Speaker reported, That they had attended the Governor, who was pleased to approve the Speaker; and that he had, in the Name of the House, requested that this House may, on all Occasions, have free Access to the Governor's Person; that he will be pleased to put a favourable Construction on their Words and Actions, and that this House may be protected in their just Rights and Privileges; and also, that the Governor had been pleased to make a Speech to this House, of which he had received a Copy, which was read, and is as follows.

Mr. Speaker, and Gentlemen of the Assembly,

"I DOUBT not but you are all sensible how much the present Circumstances of this Province require the speedy and serious Attention of an Assembly. I shall therefore now only desire, that you will make as short an Adjournment as you possibly can at this Juncture; and when you are met again to enter upon Business, I shall then more particularly and freely communicate my Sentiments on the present Situation

of your Affairs, which calls loud for a perfect Harmony and Agreement between the Governor and the Representatives of the People."

Then the Qualifications being prepared, were read by the Clerk, and subscribed; First, by the Speaker in his Chair, and Afterwards by the Members in Course.

George Clough, chosen to serve in Assembly for the County of *Bucks*, desired Time to consider of the Qualification before he subscribed it; which was granted: And then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

Resolved, That the Members of this House who have subscribed the Test of Allegiance, do subscribe the Attest or Oath of Abjuration; which was done.

The Petition of *John Eyer*, praying to be recommended by the House to the Governor, in order to be commissioned Serjeant at Arms, was presented to the House, and read, and ordered to lie on the Table.

The Petition of *Bentley Cook*, praying to be made Serjeant at Arms, was presented to the House, and read, and ordered to lie on the Table.

Then the Question was put, that a Person be recommended to the Governor, to be commissioned Serjeant at Arms? *Passed in the Affirmative*.

Resolved, That *John Eyer* be recommended to the Governor to be commissioned Serjeant at Arms to attend this House, and that a Recommendation be signed by the Speaker to the Governor for that Purpose; which was done.

Resolved, That *Samuel Carpenter*, *Anthony Morris*, *John Kearsley*, and *Benjamin Vining*, be a Committee of Accounts.

Ordered, That the Committee of Accounts do settle and adjust the Publick Accounts with the several Officers, so as to have them ready to lay before this House at their next Meeting.

Resolved, That *William Biles*, and *Samuel Carpenter*, wait on the Governor, and acquaint him, that the House incline to adjourn till the Thirty-first Day of *December* next if he pleased to concur therewith: Who returned, that they waited on the Governor, and delivered their Message; who was pleased to agree to the proposed Adjournment.

Bentley Cook was sent for, and agreed with the Assembly for the two Rooms the Assembly now uses, for the same as the last Year; and then the House adjourned till the Thirty-first Day of *December* next.

THE House met pursuant to their Adjournment.

Ordered, That *John Swift, John Kearsley, John Sotcher, and Isaac Taylor*, wait upon the Governor, and acquaint him, there is a full House met; if the Governor pleases to lay any Thing before the House they shall be ready to consider it To-morrow Morning; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Members appointed to wait on the Governor, report, that they waited on the Governor; and he was pleased to say, he would send his Answer to the House before Twelve of the Clock this Day.

The Petitions of sundry Persons for the Clerk's Place were read in Order, and considered; and *Aquilla Rose* was chosen by a Majority, and qualified accordingly.

A Message from the Governor by *Samuel Preston*, a Member of Council, That the Governor desires the Attendance of the Speaker, with the whole House, at the Court-house, forthwith. And the Speaker, with the whole House, attended on the Governor accordingly; and being returned, the Speaker assumed the Chair, and reported, that the Governor had been pleased to make a Speech to this House, a Copy of which he was presented with, and is as follows.

Mr. Speaker, and Gentlemen of the Assembly,

"I CONCEIVE it will be incumbent on you wisely to husband and use the Time which is set apart for the Publick Service, to the Advantage and Contentment of those whom you represent.

When I reflect that this is the Seventh Assembly, which in less than six Years I have had the Honour to meet as Governor of this Colony, and that no Difference or uneasy Disputes have yet happened in the Legislative Body, it is but natural to think, that so happy an Unanimity, with the Blessing of God, has been chiefly owing to the commendable and hearty Dispositions which hitherto has appeared in both Parts of the Legislature to establish the true Interest of the Government upon the Happiness and Prosperity of the Governed.

We all know it is neither the Great, the Rich, nor the Learned, that compose the Body of any People; and that Civil Government ought carefully to protect the poor laborious and industrious Part of Mankind, in the Enjoyment of their just Rights, and equal Liberties and Privileges, with the rest of their Fellow Creatures. What ever Preference therefore any one Man's Circumstances, whether in Knowledge or Fortune,

may seem to have over another, yet such Considerations will have no more Impression on such worthy Members of any Legislative, Body, who prefer the Good of the whole Community to the Interest of Particulars, than they could be expected to have upon an honest *English* Jury in another Case.

From these Principles, I will take it upon me to recommend such Things to you on this Occasion, as I am persuaded will very much tend to calm the Minds of the People, and consequently redound to the Honour and Reputation of this Assembly.

First then, I would direct your Enquiry to find out from whence it proceeds that such a Multiplicity of expensive and Vexatious Law-suits have been of late commenced in your Courts, beyond what was usual or ever known in this Province before; because, if this sudden change should appear to arise only from the Increase of Trade and Riches, it is well but if from any other Cause whatsoever, I conceive it will be attended with dangerous Consequences to the Body of the People whom you represent, and in such Case it will require your immediate Application.

The next Thing I shall propose to you is, to review and amend an Act of the Assembly of this Province, called, *The Law of Attachments*. for I am credibly and well informed, that he Severities of that Law have been used upon Occasions, and of Purposes for which it never was intended, even to the Discredit of common Justice and Equity.

Lastly, For the Sake of the whole Country, who must live by the Product and Manufacture of Grain, it is absolutely necessary, that the Making goood (good) Bread and Flower (Flour) be so regulated as to recover your lost Credit in the Market to the *West-Indies* upon which your whole Traffick entirely depends.

Gentlemen, These Things, in my humble Opinion, will decently become the Subject of your Deliberations; and indeed I am so compassionately moved with the present unhappy State of the Affairs of this Province, that I want Words to express the Zeal wherewith I do now most earnestly recommend it to your Care; and while you are thus assured of my ready and chearful Compliance with whatsoever you can propose for the Ease and Contentment of the People, you will not fail, I hope, to find the necessary Means of relieving them from the Weightiest of their present Burdens and doleful Complaints."

And then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Committee ordered to inspect the Accounts of the Treasurer and Collector brought in their particular Accounts, which were read, and referred to a second Reading; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Governor's Speech to this House of the first Instant was again read Paragraph by Paragraph; and the House unanimously requested the Speaker to draw up an Answer in Writing, to be laid before this House To-morrow Morning for their Consideration.

The Petition of sundry Freeholders and Inhabitants of the City and County of *Philadelphia*, setting forth, That they are sensibly aggrieved in their Estates and Dealings, to the great Loss and growing Ruin of themselves, and the evident Decay of this Province in general, for want of a Medium to buy and sell with, and praying for a Paper Currency, was presented to the House, and read, and ordered to lie on the Table.

The Petition of divers Inhabitants of *Chester* County, in Behalf of themselves and others, setting forth, *First*, That the Consumption of foreign Liquors in this Palce is determental; and desiring that the Making of good Beer, and the Distilling of Spirits out of our own Country Produce, may be encouraged. *Secondly*, That the current Money of this Province be raised, and not to make a Paper Currency. *Thirdly*, That the Produce of this Province, be made a Currency, and the Exportation of Money prohibited, *Fourthly*, That a reasonable Toll be laid on Cattle and Sheep coming from *Maryland*, and the Lower Counties, that shall pass Bridges, towards repairing of them. *Fifthly*, That a valuable Consideration may be allowed to the Judges of this Province, and not a yearly Salary; and that Officers Fees, pratically Lawyers, may be abated. *Sixthly*, That Taverners may have Liberties to sell Spirits distilled in this Country. And *Seventhly*, That some Ease may be given to Persons scrupling to take the solemn Affirmation; was presented to the House, and read, and ordered to lie on the Table; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

A Motion being made, that a Committee of Grievances be appointed, and that they revise the Laws, in order to make Amendments or Alterations in what shall seem necessary;

Ordered, That *John Swift, Charles Read, William Biles, Isaac Taylor, Benjamin Vining*, and *Nathaniel Newlin*, be a Committee for that Service; and that they have Power to send for Persons and Papers as Occasion may require, for the present Service, and that they make their Report on the fourth Instant in the Morning; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Petition of divers Inhabitants of this Province, setting forth, *First*, The scandalous and wicked Practice of *Negroes* cohabiting with, and marrying, white People. *Secondly*, Of the scandalous Way of many untruly, scolding, and base Women, calumniating and disturbing their Neighbours. *Thirdly*, against setting *Negroes* free when they are old and incapable of working for their Living. And *Fourthly*, Complaining of the Law of Attachments, as unjust and injurious; was presented to the House, and read, and ordered to be given to the Committee of Grievances.

The Speaker having brought in an Answer to the Governor's Speech of the first Instant, it was read; and, after some Alteration, agreed to by the House, ordered to be transcribed, and is as follows.

To Sir WILLIAM KEITH, Baronet, Governor of the Province
of *Pennsylvania*, &c.

May it please the GOVERNOR,

THE Governor's Speech, made unto the Assembly on the First Instant, hath been deliberately read, and considered in in the House: And forasmuch as by the Governor's Loving and kind Expressions, in respect of his Care and constant Inclinations for the Good and Prosperity of the Province in general, by promoting what shall be conducive thereunto, we are abundantly assured of the good Effects will naturally flow from so happy and generous Inclinations. We therefore heartily and unanimously return the humble Thanks of the House for the same, with this Assurance, that we hope nothing shall be wanting in us to contribute our utmost Endeavours, according to the best of our Capacity, and the Powers invested in us, in attaining the Ends premised.

We agree with the Governor, that the Unanimity, which, in a good Measure, hath been maintained between the Governor and former Assemblies, hath had a very good Effect; and, we hope, the same Disposition will remain on both Sides, being sensible nothing can be more Advantageous in Legislative Proceedings.

The House is of the same Opinion with the Governor, that the Protection of the Law, and Preservation of Privileges, ought to extend to Poor and Rich universally; and that all partial Considerations, short of such Extent, come short of the indispensable Duty incumbent on all Legislative Bodies.

As to what remains, we take not only pertinent to the present Circumstance of the Government, but also our Duty to consider, and act accordingly.

Signed by Order of the House, by
January 3, 1722-3. JOSEPH GROWDON, Speaker.

And then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

Ordered, That Samuel Carpenter, John Kearsley, John Sotcher, and David Lewis, attend upon the Governor with the Answer to his Speech of the first Instant; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Members appointed to wait upon the Governor, with the Answer to his Speech of the first Instant, returned, and report, that they had delivered it accordingly.

The Petition of *Richard Baldwin*, praying, that the Ferry over *Neshaminy-Creek* may be continued to him by a Law, the Time granted to his Father being expired; was presented to the House, read, and ordered to lie on the Table.

A second Petition of several Inhabitants of the County of *Philadelphia*, complaining of the Decay of Trade and Credit, and requesting a Paper Currency; was presented to the House, and read, and ordered to lie on the Table.

The Petition of several Inhabitants of *Chester County*, complaining of the great Decay of Trade and Credit, and requesting a Paper Currency; was presented to the House, and read, and ordered to lie on the Table.

Another Petition of several Inhabitants of *Chester County*, complaining of the great Decay of Trade and Credit, and requesting a Paper Currency; was presented to the House, and read, and ordered to lie on the Table.

The Petition of several Inhabitants of the County of *Bucks*, complaining of the great Decay of Trade and Credit, and requesting a Paper Currency; was presented to the House, and read, and ordered to lie on the Table.

The Committee of Grievances, and to revise the Laws, returned, and report. that they have revised the following Laws,

and considered the Petitions laid before them; and are of Opinion.

First, That a Supplement be made to the Law of Attachments.

Secondly, That the Law of Arrests and Summons, as now put in Practice, are Grievances.

Thirdly, That the Proviso in the Law of Excise, permitting Taverners, &c. to sell Wine and Rum by the Gallon and Quart, be repealed.

Fourthly, That the first Petition from *Philadelphia*, setting forth the Calamities for want of a Medium in Trade, and praying a Paper Currency, contains Matters of Fact, and what they believe to be true, and worthy of weighty Consideration: They Therefore refer it to the House.

Fifthly, That the Petition from *Philadelphia*, concerning the Inter-marriage of *Negroes* and Whites, &c. being read, they thought the said Inter-marriages an Indecency, and ought to be prevented by a Law; as also ought the Pernicious Practice of setting *Negroes* free:

And that in the said Law a Clause might be added to prevent their Meeting in Companies.

And as to the other Part of the said Petition, relating to the Erecting a Ducking-stool, they are of Opinion, that if the Magistrates of the Corporation want Power for that Purpose, the Petitioners may have Leave to bring in a Bill to enable the said Magistrates to do what may be necessary therein.

Sixthly, That having considered the Petition of *Chester* County, they report, that the first Article of the said Petition, they conceive to be in Part answered by a Law made last Assembly; which Law they think may be amended.

As to the second Article, they refer to the Consideration of the House, whether the Raising of Cash or Striking Paper Money will be most to the Advantage of this Province? But humbly presume, that if Dollars were raised to *Five Shillings* a Piece, it might be of Benefit. They think the third Article, praying a Law to prohibit the Exportation of Cash, if passed into a Law, would be impracticable: But are of Opinion, if a Law was made to make the Country Produce, at Market Price, Pay for Servants, Goods imported, and to discharge Judgments and Executions, it would be of publick Service. The fourth, fifth, sixth, and seventh Articles, they refer to the further Consideration of the House. They also craved further Time to consider of several Matters; which was agreed to by the House.

A Motion being made, that the Minutes of this House be weekly printed? *It was agreed on in the Affirmative by the whole House*; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Petition of several Inhabitants of the Province of *Pennsylvania*, complaining of the low State and Decay of Trade and Credit, and requesting a Paper Currency; was presented to the House, and read, and ordered to lie on the Table.

The Proceedings of this House being revised for the Press.

Ordered, That the Clerk transcribe a Copy, and deliver it to *Robert Jones*, for him to carry it to, and agree with the Printer for sixty Copies; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Committee of Grievances returned, and made their Report in Writing, which was read, and is as follows.

WE have examined the Sheriffs Docquet, and find, that from *September, 1715*, to *September, 1716*, the Number of Writs are, 431

From *September 1717*, to *September, 1718*, 588

From *September, 1719* to *September, 1720*, 627

From *September, 1721*, to *September, 1722*, 847

From *September* to *December, 1722*, 250

We are of Opinion that a Law may be made, that all Persons not residing in this Province, who shall import Goods and Servants into the same, shall pay on the neat Proceeds of the Account of Sales, *Three Pounds per Cent*, unless they can make it appear they have shipp'd off at least three Fourths of the Country Produce in Return of the said Goods, &c. imported, and that all Merchants and Traders whatsoever, within this Province, who shall ship off Money, shall pay *Five Pounds per Cent*. for all Money so shipped.

That the latter Part of the Clause in the Act laying a Duty on Wine, &c. allowing the Imported *Five Pounds per Cent*. for prompt Pay, be repealed, and that *Ten Pounds per Cent*. be allowed, if the Importer make appear, that the Silver or Gold Money, wherewith such prompt Pay was made, was *bona Fide* brought into this Province from the Port from whence the Wine, &c. was shipped.

We recommended to the House, that the Act for regulating and establishing Fees may be revised, and amended.

Having read the following Petitions, laid before us, *viz.* Two Petitions from the County of *Philadelphia*, one from the County of *Bucks*, and two from *Chester* County, we find that they pray for a Paper Currency, the Consideration whereof we refer to the House.

Resolved, That on the eighth Instant the House will enter on the Consideration of Remedies to supply the Want of a Currency of Cash in this Province; and that all other Matters contained in the said Report shall be also considered in Course; and then the House adjourned to the seventh Instant, at Three a Clock in the Afternoon.

The House met, &c.

The Petition of several Inhabitants of the County of *Bucks*, complaining of the Want of a Currency, and praying that our Country Produce, &c. may be made current Pay; that Foreigners be encouraged in our Ports, and that no Paper Money be raised; was presented to the House, and read, and ordered to lie on the Table.

The Report of the Committee ordered to inspect the Treasurer's and Collector's Accounts was read a second Time, and ordered to be referred till the Collector be called upon to bring in his farther Account, and a List of his out-standing Debts; and then the House adjourned till Nine a Clock Tomorrow Morning.

The House met, &c.

The Minute referring to this Day, for the Consideration of Remedies to supply the Want of a Currency of Cash in this Province being read, and after a long Debate thereon, the Question was put, Whether it was necessary that a Quantity of Paper Money, founded on a good Scheme, be struck or imprinted; which being put to Vote, *It passed in the Affirmative.*

The Petition of several Tanners, in *Philadelphia*, complaining that they suffer several Hardships from a Law passed in a former Assembly, and praying to be redressed; was presented to the House, and read, and ordered to lie on the Table.

The Petition of several Persons of this Province, desiring that the Affirmation lately granted to the People called *Quakers*, in *England*, or remove the Difficulties which many of them lie under, may be allowed here; was presented to the House, and read, and ordered to lie on the Table; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

A Motion being made, and the Question put, that several Species of the Country Produce, fit for Merchandize and Exportation, shall pass for current Pay? *It passed in the Affirmative.*

A Motion being made, and the Question put, that Lion and Dog Dollars, weighing sixteen Pennyweight, or upwards, shall pass for *Five Shillings* each? *It Passed in the Affirmative, N.C.D.* And then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Petition of several Gentlemen and Merchants, entreating an Opportunity of offering their Sentiments of the Danger of ill-concerted Schemes in so nice and important a Case as the Regulation or Institution of a Provincial Currency is; was presented to the House, and read.

Ordered, That *Robert Jones*, a Member of this House, acquaint them, that the Assembly are willing to hear from them by their Sentiments deliver'd to this House in Writing, this Day or To-morrow Morning.

The Petition of several Inhabitants of the County of *Philadelphia*, desiring, that Wheat and other Grain, Beef, Pork, Hemp and Flax, pass on all Occasions as ready Money; that Gold, *English* Money, and other Silver, be raised in Value as at *New York*; that no Paper Money be raised; that our Port may be freed of Taxes, and Foreigners encouraged; that a Duty be laid on Deer-skins; and that Brewers put in a certain Quantity of Malt into each Barrel of strong Beer, according to the Price of Barley; was presented to the House, and read, and ordered to lie on the Table.

The Petition of several Persons, Inhabitants of this Province, desiring that the Affirmation lately granted to the People called *Quakers* in *England*, to remove the Difficulties which many of them lie under may be allowed here; was read a second Time.

Resolved, N.C.D. That the Petitioners have Leave to bring in a Bill, according to the Desire of the said Petition; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The first and second Article of the Report of the Committee of Grievances, that a Supplement be made to the Law of Attachments, and that the Laws of Arrests and Summons, as now put in Practice, are Grievances; being read, the House debated the Matter, and agreed on the following Amendments.

1. That no Attachments be taken out against any Person, except they be absent Days, or Proof made, that they are

removed out of this Province with an Intent to defraud their Creditors.

2. That the first Attachment shall secure the whole Estate, to answer all the Creditors; and if it can be made appear upon Trial, that the Person was not about to depart this Province, the Person attaching shall be liable to pay all Damages.

3. That the Way of Commencement of Actions be according to an Act in the Ninth of Queen ANNE, about Arrests and Summons, &c. and that whoever proceeds otherwise, the Writ shall abate, and the Plaintiff pay Costs and Damages.

Ordered, That *Francis Rawle*, *Isaac Taylor*, and *Charles Read*, be a Committee to draw up a Bill or Supplement, according to the Direction of the foregoing Amendments; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

A Message was sent by *Francis Rawle*, and *Robert Jones*, two of the Members of this House, to the Prothonotary of *Philadelphia*, to enquire how the Proceedings of Commencement of Actions of Arrests and Summons are altered from what was practised formerly: Who returned, and report, that they had spoke with the Prothonotary accordingly, and that he could not readily tell the Reason of the Alteration of the former Way of Commencement of Actions, but that he thought they followed some subsequent Law; however he would inform himself better of it, and acquaint the House.

The third Article of the Report of the Committee of Grievances, that the Proviso in the Law of Excise, permitting Taverners, &c. to sell Wine and Rum by the Gallon and Quart, be repealed, was read; and, after some Debate,

Ordered, That it be referred to another Time for Consideration.

The fifth Article of the Report of the Committee of Grievances, that they had read the second Petition from *Philadelphia*, and think that the Inter-marriage of *Negroes* and Whites, there complained of, is an Indecency which ought to be prevented by a Law, and the setting of *Negroes* free a pernicious Practice, &c. being read;

Resolved, That the Petitioners have Leave to bring in a Bill according to the Prayer of the said Petition.

Isaac Norris, and *James Logan*, two of the Petitioners, who Yesterday had Leave to present their Sentiments in Writing this Day, attended, and were admitted to read a Paper containing their Sentiments, which is as follows.

To the Honourable House of REPRESENTATIVES of the Province of Pennsylvania.

"BEING admitted upon our Address to the House presented Yesterday, to exhibit our further Sentiments, in Relation to a Paper Credit, now vigorously pressed to be established by a Law; we accordingly offer the following Heads, which may be supported by solid Arguments when the House thinks fit to require them.

First, That as this Province derives all its Powers from, and is wholly dependent on the Kingdom of *Great-Britain*, it will be the highest Wisdom in our Legislature, upon all Exigencies, to direct themselves by the same prudent and just Measures the Parliaments of that Kingdom have always pursued in the like Cases; in whom nothing has been more conspicuous than a most strict Care that no Subject should lose by the Coin or publick Credit of the Kingdom.

Secondly, That as when the Nation was most grievously distressed in the Time of dangerous and expensive War, by a general debasing of their current Coin, the Parliament would hearken to no Proposal (tho' many were made) for relieving the State by raising their new minted Money to higher Value; but, under the vastest Difficulties, renewed it at the same Weight and Fineness to pass at the former Rates, which they have unalterably kept to. And further, by a Sum of *Twelve Hundred Thousand Pounds* made good to private Persons, all the Loss of exchanging their clipped and debased Coin for the new milled Money, which was delivered out at a Par to them: So the like Justice and Prudence requires that no further Alteration than what the Parliament has made here, should, on any Terms, be admitted in the Value of our Gold and Silver, but that it be still continued as it now passes.

Thirdly, That as the Parliament, as often as they found it necessary to issue Bills of Credit, called Exchequer Bills or Notes, took the utmost Care to keep them equal in Value with Silver, by giving the Bank of *England*, when they sell into any Discount, vast Sums of Money to receive those Bills as their own, and to exchange them with ready Cash, on the Demand of the Bearer: So it appears absolutely necessary that if Bills of Credit be raised here, due Care should be taken (since we can have no such Banks in this Province as are in *Europe*, whose Rules are to pay down ready Money for their Bills, upon Demand) to establish them on so just a Foundation, that while in being they may still continue

of the same Value with real Money, according to the Rates at which they are first issued.

Fourthly, That if those Bills be issued on any easier Terms to the Receiver than Gold or Silver would be, if it were to be paid or lent out of the Treasury by how much these Terms are easier, by so much at least will the Bills fall in Value; for Credit has its own Laws as unalterable in themselves, as those of Motion or Gravity are in Nature, and which such as are versed in those Affairs in *Europe* as carefully consider.

Fifthly, That the Schemes most commonly talked of for lending out Sums to be discharged by annual Payments, equal to or not much exceeding the Interest, for a certain Number of Years, without paying any Principal, are partial and unjust, and would be destructive to publick Credit, because the Consideration given is not an Equivalent to the Sum received.

For Instance; Should *One Hundred Pounds* be lent out, to be discharged by the Payment only of *Eight Pounds* annually for Sixteen Years; were such an Annuity to be bought, according to the known Rules for purchasing Estates, it would here be worth no more then *Seventy Pounds, Sixteen Shillings* and *Three-pence*, in ready Money; nor is an Annuity for *Nine Pounds, Ten Shillings per Annum*, for twelve Years, worth more than *Seventy-one Pounds, Twelve Shillings*. In either of these Cases the Borrower, could he discharge Debts of that Value with it, tho' he were to pay the Annuity in Gold or Silver, would gain near *Thirty Pounds* by the Loan, but no other Person would feel the least Advantage of it; now, if no Man would lett out his own Money on these Terms, none ought to desire it so of the Publick, the Credit of which is of vastly greater Importance than any private Person's, because a Failure in that affects the Fortune of every Individual in his Money, the Medium of his Commerce and Dealing.

Sixthly, That all such Projects are either exceedingly weak, or unjust; for this Paper Money is to be lent either to all who shall desire it, on a Tender of the Security proposed, or to some only: If to all (as 'tis natural for all Men to desire what they may gain by) it will be impracticable to strike enough to answer all Demands; or if it were struck, it would, because of its Quantity, become of little or no Value: If to a few only, what Tribunal can be erected to judge and distinguish who of the King's Subjects are to be admitted to the Favour, and who to be rejected?

If the Poor only are to be the Objects, they have not a Security to give; or if they had, perhaps they have as little Merit as any. Commonly People become wealthy by Sobriety and Industry, the most useful Qualifications in a Commonwealth, and poor by Luxury, Idleness and Folly. What Rules then can be found for dispensing the Publick Favours?

Seventhly, That by these Schemes the more the Currency or Paper Money falls in Value (by which Word falling is meant the Rising of Gold, Silver, *English* Goods, and all other Commodities, in nominal Value, which is the certain Proof of the others falling) the Greater is the Borrower's Advantage, for the more easily will he pay his Annuity; so that he may happen, by Virtue of the Act, to discharge, with the Value of *Twenty Pounds*, a Debt of *One Hundred*, due to the Man who perhaps kindly lent him the Money to relieve him in Distress, or honestly sold him his Land or Goods at their real Value at the Time of Lending or Sale.

Eighthly, That all those deceive themselves, who, because Gold and Silver may be had at *New-York*, or other Places, in Exchange for their Paper Money, suppose that the one is therefore as good as the other, unless the Silver can be had at *Eight Shillings per Ounce*, or the Gold at *Six Shillings per Pennyweight*, at *New York*, as they were rated at the first striking of their Bills; but when their Silver brings from *Nine to Ten Shillings per Ounce*, and their light Pistoles pass at *Twenty-eight Shillings*, or higher, then Bills are truly so much fallen in Value as the others are advanced. So in *Carolina* Silver is to be purchased for their Bills, but it is at *Thirty Shillings per Ounce*, tho' theirs were struck, as is said, at *Seven Shillings* only.

These being premised as general Heads, what next follows is, to point out what are conceived to be the only Means of supporting the Credit of such a Currency, if issued.

First, That the whole Sum struck be but small, and just sufficient to pass from Hand to Hand for a Currency.

Secondly, That it be not continued for any longer Time; for the Paper will wear out, and it will not be so easy to exchange it for new as some have imagined; which, it is much to be doubted, will be found impracticable: Besides, the sooner it is to expire, the more easily will People be satisfied to take it. But further, our Laws can continue in Force no longer than five Years without the royal Approbation.

Thirdly, That Care be taken to force the Sinking of it in Course, and in a just Manner, by Measures that shall render it absolutely necessary for the Publick to have it sunk; which,

it is conceived, none of the Methods hitherto discoursed of will effect. These Heads, may it please the House, are what we have at present humbly to offer to your Consideration on this Subject."

And then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

Ordered, That the Committee, last appointed, draw up a Bill to make several Species of the Country Produce, fit for Merchandize and Exportation, pass for current Pay in this Province.

A Bill, intituled, *An Act for vesting the Lands and Lots commonly called, The Lands of the Free Society of Traders in Pennsylvania, in Trustees, to be sold for the Payment of such Sums of Money as were paid into the Publick Stock of of the said Society, for purchasing the said Lands and Lots, and carrying on the Trade designed by the said Society;* was read the first Time, and ordered a second Reading; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

A Motion being made, that the House enter on the Consideration of Remedies to supply the Want of Currency of Cash in this Province, and what Quantity of Paper Money, founded on a good Scheme, be struck or imprinted: After a long Debate, it was put to Vote, that *Twenty Thousand Pounds*, of Paper Money be struck or imprinted? *It passed in the Negative.*

A Motion was made, and the Question put, that *Fifteen Thousand Pounds* of Paper Money be struck or imprinted? *It passed in the Negative.*

A Motion was made, and the Question put, that *Twelve Thousand Pounds* of Paper Money be struck or imprinted? *It passed in the Affirmative.* And then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

A Motion being made, that the Interest of Money be abated by a Law: After some Debate it was put to Vote, that the Interest of Money be lower'd from *Eight Pounds per Cent. per Annum* to *Six Pounds per Cent. per Annum*, upon all future Bonds and Contracts? *It passed in the Affirmative.*

The Speaker was pleased to present to the House the Governor's Letter to him, which was read; intimating, that he would assist any Committee of this House, that shall be appointed to find out some happy Scheme, in relation to a Paper Currency proposed.

Ordered, That *Robert Jones*, and *John Sotcher*, wait on the Governor, and thank him for his kind Offer of Assistance; and that this House is ready to receive the Governor's Thoughts, if he please to communicate them to this House in Writing, on that Subject; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Members appointed to wait on the Governor returned, and reported, that he was pleased to say, in Answer to their Message, He had nothing as yet drawn up in Writing, but that he would get something ready to lay before the House against the next Meeting of this Assembly.

A Motion was made, that the House enter on the Consideration of a proper Method for the Raising and issuing of the *Twelve Thousand Pounds* of Paper Money already agreed on.

After Debate, it was put to Vote, that the Sum of Paper Money now to be struck or raised, shall be disposed of, and lent, out of an Office to be erected, to such as want, at the Interest of *Six per Cent. per Annum?* It passed in the Negative.

After some Debate, a Motion was made, and the Question put, that the Sum of Paper Money, now to be struck or raised, shall be disposed of, and lent, at the Interest of *Five per Cent. per Annum?* It passed in the Affirmative.

After some Debate a Motion was made, and the Question put, that the Paper Money, now to be raised, shall pass by a Law for Five Years, and on longer? *It passed in the Affirmative.*

A Motion was made, and the Question put, that it shall be at the Choice of the Borrower to pay the Principal, with the Interest, sooner than at the Expiration of the aforesaid Term of five Years; or any Part. not less than one Fourth of the Principal at one Payment? *It passed in the Affirmative.*

A Motion was made, and the Question put, that the Security to be given, for the Sum taken out of this Paper Currency, shall be three Times the Value in Lands and Lots, and four Times the Value in Houses? *It passed in the Affirmative.*

Ordered, That *Robert Jones*, and *John Sotcher*, wait on the Governor, and acquaint him, that the House inclines to adjourn to the Twenty-first Instant, if the Governor approves of the same: Who returned, and reported, that the Governor agrees to the proposed Adjournment to the Twenty-first Instant; but no longer Time: And then the House was accordingly adjourned to the Twenty-first Instant at Three a Clock in the Afternoon.

THE House met pursuant to their Adjournment.

Ordered, That *Nathaniel Newlin*, and *Robert Jones*, wait on Governor, and acquaint him, that the House is met according to Adjournment, and it he pleases to lay before the House any Thing, in relation to a Paper Currency, which he was pleased to intimate, the House will be ready to receive the same To-morrow Morning; and then the House adjourned to Nine a Clock To-morrow Morning.

The House met, &c.

The Members appointed to wait on the Governor, return, and report, that he was pleased to say he had something writ, and would send it this Morning: Accordingly the Governor sent a Paper to this House, by a Messenger, containing his Sentiments in Relation to a Paper Credit; which was read, and is as follows.

Mr. Speaker, and Gentlemen of the Assembly,

"I HAVE, at your Request, very carefully considered the Resolutions of the House upon your Journals, relating to publick Credit; and also, some Things, which I there find has been offered to you upon the same Subject.

Credit may, no doubt, be compared to the Mathematicks, in so far as both Sciences will admit of deducing solid Conclusions from self Evident and clear Principles: And yet, by the Subtilty of an Artist Truth or Falsehood in either of them is often so darkly wrapped up and involved, that it is lost unto, or misapprehended by the plainest, and general speaking, much the honestest Part of Mankind.

But the common Necessity and general Interest of the whole Body of the People, being a Subject of Importance, on which we ought to speak plainly, and act freely, I shall, without any Preamble or Disguise whatsoever, communicate my Thoughts to you in the simplest and most intelligible Manner that I can.

First, if it be true, that the Riches and Prosperity of this Province chiefly depend on the Manufacture of Provisions, and the Exchanging of that Manufacture with other Things to Advantage, it will also be true, that whatsoever encreases the one, and at the same time encourages the other, will justly deserve the Name of a Publick Good; and the Majority of those employ'd in such Manufacture and Exchange, have thereby a Right to be considered as the Body of the People whom you represent.

Secondly, It is evident, that where there is no Publick Debt, and a real Value in Lands to be pledged, Paper may, if there is Occasion for it, be struck to Advantage without

any Risque at all; for tho' perhaps it may contribute to hurt some weak People in the ill Management of their private Affairs, yet, while any unfrugal Person is lost to the Community, and is succeeded by one more industrious than he, the Public cannot suffer by such a Change.

Thirdly, If, in the Case of a Paper Currency amongst us, it should happen to follow (as it may be supposed it will) that Silver and Gold will be kept up for Remittances to *Great-Britain*, we shall then have no other Means of dealing with one another but the Paper: Should the Quantity therefore be less than is necessary to circulate our home Trade in its natural Course, Usurers and Sharpers would have the same Opportunity as they have now, to lie at Catch for Bargains, and make a Monopoly of Trade, by ingrossing the current Money into their Hands.

Fourthly, The very Essence and Nature of Credit, as well as the Practice and Experience of the greatest Banks in *Europe*, directs all such Bills to be issued at something less than common Interest, for that is, in Effect, a Premium given by the Publick to encourage their Circulation: And whoever is pleased to say, that the Bank of *Amsterdam* loses Credit by lending Money at *Two per Cent*, or the Bank of *England* by lending Money at *Four per Cent*. shall scarce prevail with me to think the Assertion worthy of any Answer.

Fifthly, I am not of Opinion with those Gentlemen, who are pleased to allege, that the Value of Silver at *New-York*, which, in the Month of *September*, last, was from *Eight Shillings* and *Three-pence* to *Eight Shillings* and *Nine-pence* is occasioned by their Paper; for in this Province, where there never has been any Paper yet, from *Five* to *Ten per Cent*. has for several Years been given in Exchange for Silver. And as their Computation of Gold, the Gentlemen, perhaps, have not had Occasion of late to be informed, that the heaviest *Pistoles* in *York*, go at no more than *Twenty-eight Shillings*. and smaller, or cut Gold, at the common Standard Value in that Province, where it is believed the People could not possibly carry on Half the Quantity of their present Trade and Business without the Help of Paper.

Sixthly, I must also take Leave to differ in Opinion with those, who, without Enquiry, and by Wholesale, are pleased to condemn all Schemes of Lending Money to be discharged by annual Payments; for I truly think that Method will not only suit the different Circumstances and Conveniency of the People best, but in all Respects will prove the safest and

most profitable, as well as equal; and my Reasons for it are these.

1st, Whatever Quantity be issued, if one fifth, sixth, or tenth Part of the Sum, according to the Time for which it is to last, must necessarily come into the Office every Year, it may be lent out again at *Five per Cent.* for any Time within the Term, to such Persons as had no Place or Opportunity to come into the First Loan: By which Means all the frightful odd Things, mentioned in the Gentlemens sixth Observation, will presently vanish; for every Man, in this Case, according to his Ability, may, if he thinks fit, share in that Advantage, which the Publick most generously and prudently offers to the Necessities of the People.

2dly, If so great a Share of the Whole comes in yearly to the Office, in order to be lent out again, it will, in a great Measure, prevent engrossing, and help the Circulation Considerably: It will also give more frequent Opportunity of discovering Frauds, and gradually encrease the Publick Stock and Revenue of the Bank; and by that Means it will demonstrably sink the original Sum within the Time prefix'd; that is to say, the Paper, at the End of that Term, will either be found in the Office, or its Value in cash, ready to pay what shall then happen by Accident to be yet abroad.

Seventhly, If too great a Security is demanded for the Loan of publick Money, I think it will in a great Measure frustrate the Design of relieving many of the middling and most industrious Sort of the People; wherefore it is my Opinion, that one Half of the Value of Lands, one Third of Houses, and personal Estates, and near the whole Value of Ground-Rents, may very safely be lent to those who are willing and able to give such Security.

Eightly, If, upon further Consideration, you find that the sum intended may be issued to better Advantage for a longer Time, I think the Objection, that our Acts can only subsist five Years without being approved, is of no Weight; for, besides that it would not be very civil to suppose, that the Legislative Power here would deliberately go upon any Act of that Importance, or indeed of any Kind, which we had the least Cause to suspect would be disagreeable to his Majesty, or the Sentiments of his Ministry, we know very well, it is in his Majesty's royal Power and Prerogative to repeal and make void, at any Time, all Acts of Assembly to be made or passed in *America*: And for my Part, if I did not in my Conscience believe that the Act now proposed, could be made on such a rational, just and equal Foot, as

would rather claim his Majesty's gracious favour in assenting to it, than render it obnoxious to his impartial Justice, I should neither have given myself nor you this Trouble.

Gentlemen, these are most frankly and sincerely my present Sentiments of the Matter before you, and as I do not find myself inclined to dispute, and much less to shew any Stiffness or Obstinacy, in an Affair of such a general Concern, I shall very much rely on your diligent Circumspection and Care for the Good of your Country, being still ready and willing to give you all the Assistance in my Power."

January 22, 1722-23.

WILLIAM KEITH.

The Petition of several Freeholders, and Inhabitants of this Province, praying, *First*, That the Paper Currency proposed to be issued, may be made to answer former Contracts, and be continued a longer Term than five Years. *Secondly*, That the Sum be enlarged. *Thirdly*, That the Manner of its sinking be formed on a Scheme of sinking Principal and Interest together. And *Fourthly*, That the Security to be given for the Bills of Credit be lessened; was presented to the House, and read, and ordered to lie on the Table.

The Petition of several Merchants, and Commanders of Vessels, setting forth the absolute Necessity of skilful Men to be appointed Pilots to navigate Vessels from the Port of *Philadelphia* to the Capes; and requesting that Captain *Thomas Burrell*, and Captain *Thomas James*, of this City, being capable Persons, be intrusted with that Charge; was presented to the House, and read, and ordered to lie on the Table.

The Petition of several Persons in this Province, setting forth, that the Keeping of *Negroes*, to be hired out to do all or most of the servile Work in and about the City of *Philadelphia*, debars the Petitioners from being employed, to the utter Ruin of themselves and Families, and praying, that the said Practice be discouraged or wholly prevented; was presented to the House, and read, and ordered to lie on the Table.

The Petition of *Thomas Denham* of this City, Merchant, setting forth several Abuses he has received from *Owen Roberts*, the present Collector; and praying, that if it appear the Collector has forfeited his Office, he may be appointed Collector; was presented to the House, and read, and ordered to lie on the Table.

The Governor's Sentiments were again deliberately read; and then the House entered on the Consideration of enlarging the Sum of Paper Money, proposed to be raised in Bills of

Credit. After a long Debate, it was put to Vote, that the Sum of *Three Thousand Pounds* be added to the *Twelve Thousand Pounds* of Paper Money already agreed to be issued? *It passed in the Affirmative.*

After a long Debate, a Motion was made, and the Question put, that the Paper Money now to be struck or raised, shall be continued for Ten Years, being five Years longer than the Term already agreed on? *It passed in the Negative.*

A Motion was made, and the Question put, that the Money to be struck and disposed of be continued for eight Years, and paid by annual Payments? *It passed in the Affirmative.* And then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The House went on the Consideration of lowering the Security already agreed to be given for Bills of Credit; after some Debate, a Motion was made, and the Question put, that double the Value of Lands, Lots, Ground-rents, and Freehold Estates, in Fee-simple, be given as a Security for Bills of Credit? *It passed in the Affirmative.*

A Motion was made, and the Question put, that the Security to be given in Houses Freehold in Fee-simple, for Bills of Credit, be three Times the Value of the Sum borrowed? *It passed in the Affirmative.*

The Petition of a great Number of the Inhabitants of this Province, setting forth, that having perused the Minutes of this House, in relation to the Issuing a Paper Currency, it being unexpected to them, they now request, that no Paper Money be raised; that some of our best vendible Commodities and Manufactures be made current Pay; and, that some Species of this Province be raised; was presented to the House, and read, and ordered to lie on the Table.

The Petition of several Inhabitants of the County of *Chester*, in Behalf of themselves and others, praying that some further Provision may be made, in relation to bound Servant Women having Bastard Children, and laying them to bound Servant Men, that they may make Satisfaction by Servitude for the Charge they bring to the Province; was presented to the House, and read, and ordered to lie on the Table; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The House went on the Consideration of the Number of Persons to be chosen Trustees, with whom the Paper Money to be struck may be entrusted; after Debate, a Motion was

made, and the Question put, that four Persons be appointed as Commissioners and Trustees, to execute the Office of managing and disposing of the Paper Currency proposed to be issued? *It passed in the Affirmative.*

A Motion was made, and the Question put, that the Office to be erected for the Issuing of a Paper Currency be settled in the City of *Philadelphia*; but on Occasion that it shall be also held in *Bucks* and *Chester* Counties, for the same Purpose? *It passed in the Affirmative.*

Ordered, That the Drawing up of the Bill for issuing Bills of Credit be committed to *Francis Rawle*, *Isaac Taylor*, and *Charles Read*, being appointed a former Committee; and that *William Biles*, and *John Kearsley*, be added to them.

Richard Hill, *Isaac Norris*, and *James Logan*, presented to the House, by a Messenger, a Paper, containing a Request, that they may have a Sight of and be heard in relation to the Society Bill, they being concerred for the Proprietary's Affairs, who is more deeply interested in the said Stock than any other Person.

Ordered, That *Francis Rawle* carry the Society Bill to the said Persons requesting; and then the House adjourned to Three a Clock this Afternoon.

The House met, &c.

Ordered, That the Committee of this House, before appointed, do consult the Attorney-General, and other Persons skilled in the Law, as they think fit, in relation to the Drawing the Bill for a Paper Currency.

A second Petition of several Freeholders and Inhabitants of this Province, praying, that the Paper Currency may answer former Contracts, be continued a longer Term than five Years; that the Sum be enlarged; that Principal and Interest may sink together yearly; and that the Security to be given be lessened; was presented to the House, and read, and ordered to lie on the Table.

The Petition from *Chester* County, in relation to Servant Women having Bastard Children, &c. was read a second Time, and referred to further Consideration; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

Ordered, That the Committee appointed to draw up the Bill for raising and issuing a Paper Currency, take the Subsequent Minutes that shall be made, in relation to that Bill.

A Motion was made, and the Question put, that good Plate, at *Five Shillings per Ounce*, shall be a Security for Bills of

Credit to be taken out of the Office to be erected for that Purpose? *It passed in the Affirmative, N.C.D.*

The third Article in the Committee of Grievances being read, that the Proviso in the Law of Excise, permitting Taverners, &c. to sell Wine and Rum by the Gallon and Quart, be repealed: After Debate, a Motion was made, and the Question put, that the said Proviso in the Law of Excise be repealed, and made null and void? *It passed in the Affirmative.* And then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

A Bill, intituled, *An Act prescribing the Forms of Declaration of Fidelity, Abjuration and Affirmation, instead of the Forms heretofore required in such Cases;* was read the first Time, and ordered a second Reading.

The Petition of several Merchants and Commanders of Vessels, setting forth the absolute Necessity, and praying that skillful Pilots may be appointed to navigate Vessels from this Port of *Philadelphia* to the Capes of *Delaware*, and recommending Captain *Thomas Burrell*, and Captain *Thomas James*, of this City, as Persons capable of that Trust; was read a second Time, and considered.

Ordered, That the Petitioners have Leave to bring in a Bill according to the Prayer of the said Petition.

The Petition of several Inhabitants of this Province, settling forth the scandalous and wicked Practice of *Negroes* cohabiting with, and marrying white Persons; the wicked Practice of scolding base Women calumniating and distrubing their Neighbours without Controul; and praying, that Ducking-stool, to punish such Offenders, may be erected in this City of *Philadelphia*, and other convenient Places in this Province; also complaining of the unjust Way of setting old *Negroes* free, without a Competency to maintain them, &c. and praying Redress; was read the second Time, and considered.

Ordered, That the Petitioners have Leave to bring in a Bill according to the Request of the said Petitioner in the three first Articles of Complaint; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

After Debate, a Motion was made, and the Question put, that the Impost on Rum be lowered by a Law, from *Three-pence* to *Two-pence per Gallon*? *It passed in the Affirmative.*

A Motion was made, and the Question put, that *Fifteen per Cent.* be abated to all, who shall pay the Duty and Impost

on Wine and Rum, in Silver and Gold, brought from the Port where the said Wine and Rum were exported? *It passed in the Affirmative.* And then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Petition of *Joseph Growdon*, requesting, that the Ferry over *Neshaminy* Creek may be granted to him for a certain Term, under such Restrictions and Limitations as to this House may seem most proper; the Time for which it was before granted being now expired, and he having a Tract of Land adjacent to the said Ferry, and convenient for that Purpose; was presented to the House, and read, and ordered to lie on the Table.

A Bill, intituled, *An Act directing the Process of Summons against Freeholders*, was read the first Time, and ordered a second Reading; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Speaker was pleased to present to the House a Paper, directed to him by two of the Petitioners, of the Twenty-second Instant, who beg Leave to lay before the House some Considerations, in Answer to the Sentiments of several Gentlemen and Merchants, in relation to a Paper Currency, which was read, and is as follows.

To the Honourable House of REPRESENTATIVES of the Province of Pennsylvania, in Assembly met, the Twenty-fourth of January, 1722-23.

May it please this Honourable House,

WE beg Leave to lay before you some Considerations, in Answer to the Sentiments of several Gentlemen and Merchants, in relation to a Paper Credit, which they were admitted to present the tenth Instant.

First, It is but just to concede to their Notion, "That this Province is dependent on, and derives all its Powers from *Great-Britain*; and that it is the highest Wisdom in our Legislature, to direct themselves by the same prudent Measures, as far as our Circumstances with theirs may agree.

Secondly, It is by them alledged, That when the Nation was distressed by War, and their Coin generally debased, yet the Parliament would not advance their Currency on any Account; and that they renewed it at the same Fineness, to pass at the former Rates, and they have unalterably kept to the same. And further, that *Twelve Hundred Thousand Pounds* made good to private Persons all their Loss received from exchang-

ing their clipp'd and debased Coin for the new mill'd Money delivered at a Par. To which we say, that we know (by what Authority soever it was or is done) that since, if not then, the Coin hath been (particularly the Gold) often raised and lowered; and that the *Twelve Hundred Thousand Pounds* did make good all the Loss in the Kingdom for the debased Coin, is an Assertion we doubt not but there are many in *Great-Britain* (and some here) can inform those Gentlemen otherwise.

Thirdly, In Concurrence with the Sentiments of these Gentlemen, in their third Paragraph, we humbly recommend it to our Legislators, that our Bills be established on so just a Foundation, that while in Being, they may still continue of the same Value with real Money, according to the Rates at which they are first issued.

Fourthly, If those Bills cannot be procured, where they are to be issued, for a less Pledge or Security than Gold or Silver would be, the easy Terms or refunding them will not lessen their Value; for the Stamp of Authority has its own Laws as unalterable in themselves as those of Interest or Increase are in Usury, and which, such as are versed in those Affairs, as carefully consider.

Fifthly, The Schemes most commonly talked of for lending out Sums, to be discharged by annual Payments equal to, or not much exceeding, the Interest, for a certain Number of Years, without paying any Principal, are not partial and unjust, nor destructive to Publick Credit; for the Pledge secured is more than an Equivalent to the Sum received, and the Interest given is not inconsiderable, even of the lowest rated Schemes. To whom are they partial and unjust, since no method is proposed or contrived for any particular Man or Men, excluding others? The Benefit is to be general; and tho' the Necessities of the Poor chiefly call for the Succour, yet is it more within the Compass of the Rich to be thereby favoured, because they have Plenty of Pledges: Let them not then complain of Partiality and Injustice through their own Negligence. How are such Schemes destructive to publick Credit, since the Publick is capable of yielding so much Relief to a necessitous People, without hurting itself? No, the Design is laudable, and greatly becomes our generous Patriots. But perhaps there are some that are partial to themselves, although they seem to speak in Defence of the Publick, affording us Room to guess, they would have no Money borrowed but of Private Persons, and begrudge the Borrowers of the

Publick, the Gain (of near *Thirty Pounds*, according to the exquisite Calculation of those Gentlemen) because they themselves know, that such an Advantage is not equal to the sweet Incomes of Usury.

Sixthly, All such Projects are not exceedingly weak and unjust; for what Man, had he Money by him to lend, would refuse it on sufficient Security? And if he does lend it on such a Security, where can we suppose the Lender's Loss to be? Or wherein is the Paper Credit lessened, when there is more than its Value to support it? Their supposing it to be lent to all, is an Amusement; and the Tribunal is easily to be erected, to find out Persons of Worth from those that are worth nothing; and the Poor (who, they say, have as little Merit as any) may have a Chance to get it by Labour, by the Employers having something to pay, both to their and the poor Man's Advantage: And thus a Way may easily be found for dispensing publick Favours. We presume to add to those great and Rich Men (and therefore, according to their Account, sober and industrious Men) that we humbly hope, a Medium in Business will run us from the loose Way of Luxury, Idleness and Folly, which often happens from being non-plus'd in a regular Dispatch of Affairs for Want of Pay when due.

Seventhly, This Currency, or Paper Money, will not fall in Value, if raised on a good Foundation, as recommended in the third Article. The Rising of Silver is alone owing to the Avarice of the Possessor, who knowing there is no other Currency (and that too at this Time extremely scarce) they have imposed on the Necessities of People, by advancing it near *Two Shillings per Pounds*; but it is not improbable, that our Bills, being always capable of purchasing our Country Produce, their Value being equal to Silver, will again reduce it to its stated Worth, and be as satisfactory to the kind Lender, who (according to them) relieved the Borrower in Distress, or sold him Land or Goods at their real Value at the Time of Lending or Sale.

Eighthly, Those do not deceive themselves, who, because Gold and Silver may be had at *New-York*, or other Places, in Exchange for their Paper Money, suppose that the one is as good as the other. It is a received Maxim, that the Value of any Thing is in Proportion to what it will purchase: Now Paper Bills, will, at this Time, and would formerly, purchase in *New-York* Goods cheaper than Cash will at *Philadelphia*; and it is obvious, that some other Reason may have occa-

sioned the Rise of Silver and Gold there, since we have here advanced at least *Six-pence per Ounce* on Silver, beyond the Rate ascertained by Act of Parliament, without any such Motive as Paper Money.

These being premised on the General Heads, what next follows is in Answer to their three conclusive Points.

I. If the whole Sum struck be so small, that it will not answer the absolute and immediate Necessities of those who have real Securities to give, it will not (we humbly conceive) be sufficient to pass from Hand to Hand for a Currency.

II. That which is a Benefit to any Person for five Years, will be a farther Benefit for a longer Term; and perhaps the fixing it to a short Date, may abridge some Persons from effecting what they might accomplish for their own Good, and the Country's Advantage, in more Time. The Difficulty of exchanging worn out Bills for new, in an Office to be erected for that Purpose, we doubt not the Care and Ability of this Assembly to surmount and render practicable. And if our Laws can continue in Force no longer than Five Years, without the royal Approbation; yet, we presume, a Law so beneficial to the Subject here, so concurrent to the Practice of neighbouring Colonies, and no ways repugnant to the Laws of *England*, will, when duly represented at Home, not want that Approbation.

III. We confide in this, that the Wisdom of this honourable House needs no Direction in the Care to be taken of sinking the Paper Currency in Course, and in a just Manner; for we esteem you (and not those Gentlemen Petitioners) to be proper Judges of the Methods hitherto discoursed of.

These Observations (may it please this Honourable House) on the Sentiments of those Gentlemen, we humbly offer to your Consideration, and pray your favourable Construction.

A Motion was made, and the Question put, that the aforesaid Paper be imprinted with the Votes of this House? *It passed in the Affirmative*; and then the House adjourned to the Twenty-eighth Instant, at Three a Clock in the Afternoon.

The House met, &c.

The Petition of *John Baldwin*, praying, that since his Brother *Richard Baldwin*, a former Petitioner of this House, is dead, the Ferry over *Neshaminy* Creek may be confirmed to him, &c. was presented to the House, and read, and ordered to lie on the Table.

The Petition of *James Morgan* and *Thomas Spendlove*, setting forth the Necessity of skilful men to be appointed as Pilots of this Port of *Philadelphia*, and praying that they may be chosen Pilots of the said Port, to navigate Vessels along the River, and dangerous Bay, of *Delaware* to the *Capes*, they being Men of long Experience; was presented to the House, and read, and ordered to lie on the Table.

The Petition of the Tanners of *Philadelphia*, setting forth the Hardships they suffer from an Act made in a former Assembly, and praying Redress, was read a second Time, and considered.

After some Debate, a Motion was made, and the Question put, that the Law for the well tanning of Leather, &c. shall be altered in some Article or Proviso? *It passed in the Negative*; and then the House adjourned till Nine a Clock Tomorrow Morning.

The House met, &c.

The Petition of several poor People of the City of *Philadelphia*, praying that *Negroes* may not work from House to House, &c. was read the second Time, considered, and ordered to be laid aside, as being injurious to the Publick, as well as to the Right and Privilege of such as keep *Negroes*.

The Petition of *Thomas Denham*, setting forth the Abuse he has received from *Owen Roberts*, the present Collector, and praying he may be made Collector in his Stead; was read the second Time, and considered.

Resolved, That it is the Opinion of this House, if the Petitioner has had any Abuse from the Collector, he may have Recourse to the Law for Remedy in such Case; and as to the other Part of his said Petition, they look on it as unreasonable to be complied with.

The Petition of several Freeholders, and other Inhabitants of this Province, setting forth the Damage the Country sustains by the Exportation of Deer-skins in the Hair, and praying that the said Practice may be discouraged, was presented to the House, and read, and ordered to lie on the Table.

The Committee appointed laid before the House the Bill for making current *Fifteen Thousand Pounds* in Bills of Credit, which was read the first Time, and ordered a second Reading.

Ordered, That *Robert Jones*, a Member of this House, call upon *Richard Hill*, &c. for the Society Bill, which was delivered to them on their Request; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

Samuel Preston, a Member of Council, presented to the House a Message from the Governor, together with some Minutes made in Council, upon a Message from the *Indians*, by *Satcheecho*, which were read, and referred to a second Reading.

The Bill, intituled, *An Act prescribing the Forms of Declaration of Fidelity, Abjuration and Affirmation, instead of the Forms heretofore required in such Cases*, was read the second Time, considered, and ordered to be further considered; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

A Bill, intituled, *An Act for the Relief of Creditors of fraudulent Persons, and for the Amendment of the Law of Attachments*, was read the first Time, and ordered a second Reading.

A Bill, intituled, *An Act for the making current Fifteen Thousand Pounds in Bills of Credit*, was read the second Time, and considered, and ordered to be further considered in the Afternoon.

The Speaker was pleased to present to the House, a Paper, containing the further Sentiments of the Gentlemen, Merchants, &c. in Relation to a Paper Credit; which was read, and is as follows.

To the Honourable House of REPRESENTATIVES of the Province of Pennsylvania.

IN the important Affair of a Paper Credit, now under the Consideration of your House; it is to be hoped that all honest Men amongst us think of it from the same Principles, and with the same Inclinations, *viz*, to promote the true Interest and Reputation of this Colony.

Upon these Views alone, we lately took the Liberty to petition your honourable House to be heard upon the Subject, and the next Day exhibited our Sentiments in Writing, drawn into several Heads, and built on such solid Foundations of Truth, that we are well assured they cannot be shaken.

Yet as the Opinions of Men are extremely various, and great Pains have of late been taken here, to instil and strengthen popular Errors on that Subject; we find divers of those drawn up in a Paper lately presented to, and received by, the House, containing (as it says) some considerations in Answer to our said Sentiments, but truly consisting, in a great Measure, of those common Mistakes which have

unhappily occasioned such Differences in Opinion, even among the Well-meaning, who we presume all aim at the same Publick Good.

The more clearly therefore to manifest these popular Deceptions, to prevent the unhappy Consequence that may attend their obtaining further Place, and more effectually to establish the Truth and Certainly of those Heads we before presented; we humbly beg leave to offer the following Observations on the several Parts of that Paper, with some further Sentiments on the whole Matter, which we hope will be interpreted according to their true Intention, that is, to serve the Publick, in which we are all jointly embarked.

The Design of what we then exhibited to the House (as is evident from all the Parts of it) was not to oppose a Paper Credit, but to shew the Danger of ill concerted Schemes, and to point out, as far as was then proper, what we conceived to be the most effectual Measures for answering all the just End proposed by such a Credit.

In the three first Articles was represented how much it became us, as a Government depending on *Britain*, to copy after the great Examples their Parliaments have set before us; particularly in these two Cases of keeping our Coin constantly to the same Rates, and supporting the Credit of our Bills, when issued, equivalent to such Money.

To the first of these, those concerned in that Paper are obliged to concede.

To the second, they answer with a gross Mistake, and an unbecoming Trifling: For it is positively true, that since the great Reformation of the *English* Coin in 1696, there has not been the least Alteration in it. Guineas, which, till lately, never were a legal Tender, were limited that Year that they should not, under a Penalty, be received at more than *Twenty-two Shillings* each. But no sooner did Silver, the true lawful Money of the Kingdom, circulate freely again, which, by the great Diligence of the several Mints, they did within six Months after, but the People refused to take them at more than *Twenty-one Shillings* and *Six-pence* as formerly, at which Rate they have constantly continued, till the Mines of *America*, especially of *Brasil*, producing much more Gold than Silver in Value, the first has fallen in *Europe*; on which, to prevent the Exportation of Silver, they are, by a late Act of Parliament, reduced to *Twenty-one Shillings*, and at that Rate at length made a legal Tender, that is, lawful Money of the Nation. If foreign Gold or Silver be meant, which are only Merchandize, and rise as the Demand is

for their Exportation, these are intirely out of the Question. To the other Part, where they alledge, that the *Twelve Hundred Thousand Pounds* did not make good all the Loss in the Kingdom; we say, that our Informations are as good as any can pretend to in the Province.

That Sum, on large Trials made in the Exchequer, of the Monies received the Year before, was judged sufficient to make good the whole Loss, and all who brought in their Money within the Time limited, had it made good to them. 'Tis true, some Persons disaffected to the Government, and others fond of their Hoards, forbore and suffered accordingly :'' But the great Care of the Parliament, and therefore the Truth of our Assertion, are from hence equally clear.

The third Head, which is the great Point of keeping up our Bills to the same Value with real Money, according to the Rates at which they are first issued, is also conceded to in general Terms, and the just Foundation mentioned is all that is contended for.

But what is advanced in the forth and fifth Articles is the grand popular Error that endangers a Disappointment in that great End proposed.

For no Stamp of Authority can give an intrinsick Worth where it really is not. Experience, whose Instructions even the Weakest may reach, will shew us, that Bills of Credit have been issued in no Place on this Continent, where they have not, sooner or later, sunk below the Value at which they were first made, and yet they all had as powerful a Stamp of Authority as any we can give. We are now upon putting in Practice a Project of the same Kind; it is therefore the more highly incumbent on us, prudently and advisedly to consider in Time, by what Means the Inconveniences that have attended others in theirs may be prevented in our Undertaking.

The first Remark we offered on this Head was from this Foundation, That if the Publick, by their Terms of issuing their Bills, shew they estimate them at less than they would real Money; all Mankind, but especially the Trader, whose Business it is to exchange his Commodity for its real Value, will naturally be taught to do the same: The Greatness of the Security makes no Manner of Difference, unless the Borrower of the Bills should be obliged, for *One Hundred Pounds* lent in them, to repay upon that Security the like Sum in Gold or Silver, and not in the same Specie; for, should one upon lending any Rarity of no great intrinsick Value, take a Security of *One Hundred Pounds* to have it

returned, this would not add to the real Worth of the Thing lent, though it shew'd the Lender resolved to have it restored to him. Or if a Man should assign the Bond of another Person, of dubious Credit, for *One Hundred Pounds* due, for the Consideration of *Fifty Pounds* only, to be paid by the Assignee in twelve Months to the Assignor, and for the Payment of that *Fifty Pounds* should take a Mortgage or Security worth *Five Hundred Pounds*, this indeed will make the Debt of *Fifty* the more certainly good, but will not add one Farthing to the Value of the Bond assigned. In the same Manner, if a Person be possessed of *Fifty Pounds* in Bills of Credit, though there be a Security of *One* or *Two Hundred Pounds* given for them in the Office by the Borrower, at the first taking of them out, should these Bills, for the same Reasons that have prevailed in *Boston*, and other Places, in the like Case, sink in their Value, and become worth less than *Forty Pounds*, while in that Person's Hands, the Security given will in no Manner compensate that Loss to the Possessor; for neither he, nor even the Publick, can have any Satisfaction from the Security; because, if the Borrower returns the Bills again when due from him, though they should not then be worth *Twenty Pounds* of that Coin by which they were first rated, his Security will be entirely discharged by the Payment. This is most evident and plain to any Man of Reason, who will make use of it: But Persons overrun with the common Notions, depending on the Applause of such as are ready prepared to give it to every Thing favouring their own Opinions, may think it sufficient for answering the most certain Truth, barely to deny it, and confide in the Numbers that are to support their Assertions; which, we conceive, has been the only Motive to those Persons who drew up or presented the Paper now under Consideration; but the unhandsome Reflections that are cast in that Part of it shall, for the present, be waved, and referred to the Close of this, as a more proper Place.

In our fifth and sixth Heads we asserted, that such Schemes as were then commonly talked of were partial, weak and unjust, as they were intended to make Grants very beneficial to the first Borrower, but injurious to others: That all would equally covet the same Advantages; but that from the Nature of the Thing, all could not possibly partake of it, unless the Quantity of the Bills were so vast as to render them of little or no Value. The Truth of all which is so clear and plain, that it would be little less than a Mockery to human Reason to offer Auguments for supporting what, if

understood, is self-evident. But this is now entirely out of Time, the Wisdom of the Assembly having admitted none of those Schemes there guarded against; and it will be difficult to find a Reason for offering that Part of the Paper to the House, after all the Votes that have been passed on this Affair, unless it be to prepare, with an extreme Modesty, for another Push to upset all that has hitherto been voted.

Their whole Answer to the seventh Head is grounded on another great Mistake, in the Cause of the Rise of Silver amongst us; which it truly thus: In the Year 1709, when the Act of Parliament for reducing our Coin took Place, Silver was our common Currency, Gold being then but rarely seen; but as it was judged necessary (seeing the Act was silent in it) to make that also, as well as Silver, pass current by Weight, at some determinate Rate; and being, at that Time, worth *Four Pounds* an Ounce, or *Four Shillings per Pennyweight*, in *Britain*, it was advanced in the same Proportion with Silver (*viz.* one Third) to *Five Shillings and Four-pence per Pennyweight*; but because this Sum could not be so divided by Twenty-four, as to render it practicable to reckon single Grains by Farthings without a Fraction, it was by common Consent raised to *Five Shillings and Six-pence*, that a Grain might be accounted at *Two-pence Three-farthings*. This seeming small Difference, with the Advance given in *England*, by the *East-India Company*, for *Spanish Silver*, wrought so great a Change in our Currency, that our Payments were mostly made in Gold. *New-York* and *Britain* gradually exhausting our Silver, insomuch that, even nine or ten Years ago, *Five per Cent.* Advance was given in Gold in Exchange for *Spanish Silver*, though afterwards, upon a greater Importation of the latter, this Difference for some Time abated; but Gold having still further fallen in Value in *Britain*, the Disparity has again further increased; for, accounting Pieces of Eight only at *Five Shillings and Four-pence, per Ounce*, which is under a Medium for their common Price, and Gold at *Three Pounds, Eighteen Shillings*, which is near its present or Late Value in *England*, an Ounce of *Spanish Silver* is truly equivalent to *Seven Shillings and Six-pence*, in Gold, at *Five Pounds, Ten Shillings per Ounce*, as we rate it. 'Tis therefore neither Avarice nor Sharping that has occasioned this Advance in the Exchange of these two Metals, by the essential Difference in their intrinsick Value at the Market to which they are carried, which is estimated by Rules that ever Will prevail among competent Reasoners on the Basis of Trade; though such, as going beyond their

Last, will meddle with Matters out of their Sphere, are incapable of comprehending them.

But from hence a sure Rule may be taken, in relation to Paper, That by so much as the Value of publick Bills sink, by so much will Gold and Silver rise in Proportion to their intrinsick Worth, as we find our Silver has done in Proportion to our Gold; and the constant Standard to measure this by, will be the Exchange between the *English* Colony, where they are made current, and *Great-Britain*, From hence, the Loss on Bills is to be estimated in all Places where they pass: The Exchange in *New-York*, before their Bills sell *viz.* in 1716, was *Fifty per Cent.* as it also was in *Boston* not long before; but since 1717, the Year they uttered their last great Quantity of Bills, it arose to *Sixty-five per Cent.* and in *Boston* it is now near *One Hundred and Fifty per Cent.* as in *Carolina* it is from *Five to Six Cents.* Advance on *One Hundred Pounds Sterling.*

The Answer to the Eighth is of a Piece with the rest; a presumptuous Denial of a positive Truth that is in itself incontestable; for the Language of the *New-York* Bills runs thus, *viz.* for a Bill of *Twenty Shillings; This Bill of two Ounces, ten Pennyweight of Plate, due from the Colony of New-York to the Possessor thereof, shall be equal in Value to Seville Pillar or Mexico Plate, &c.* And yet that very Bill shall at this Time purchase very little more (if any thing) in Pieces of Eight, than two Ounces. It is therefore undeniably true, that such a Bill is not equivalent to two Ounces and a Half of such Plate; because, being fallen from its first intended Value, it will not purchase so much: And it is really surprising how any Men, in direct Contradiction to common Sense, can amuse themselves and others with such groundless Notions. The Price of Goods at *New-York*, whether cheaper or dearer than at *Philadelphia*, is out of the Question, unless it should be alledged, that a Bill of *Twenty Shillings* will purchase as much of those Goods, as can be brought with the real Weight of two Ounces and a Half of *Spanish* Silver which the boldest Asserter will scarce venture to affirm.

We further beg Leave to observe on their Answer to the three last Articles:

First, That to supply the Want of a Medium for Commerce, is the honest Intention of the Proposal for Bills of Credit, and not to discharge the Debts of those who want Means from the Publick to get clear of them.

Secondly, All Bills, Bonds, &c. on an equal Security, are the more valued the sooner they become due, and the sooner Pubick Bills are to sink, the greater will be their Credit. 'Tis true, that the longer the Time is, the more easy it may seem to the first Borrower; but in the whole Course of the Bills, after their second Payment, this will but diminish their Credit. If eight Years be preferable to Five, because of the Length of the Time, the same Argument may be urged for Sixteen or Twenty.

Thirdly, It is extremely mannerly (we grant) to leave it entirely to the Assembly to consider the Manner of sinking the Bills; but this Complaisance, 'tis doubted, is more owing to an Unconcernedness in that Point, when or whether ever they sink, provided they are once obtained, than to any real Modesty; otherwise it was certainly a Breach of that, after the House had voted both the Sum and the Time, not to acquiesce in their Wisdom, but to solicit an Enlargement.

We pay as great a Deference, may it please the House, to the Legislative Authority, as any others; yet we well know their Wisdom will influence them to lend constantly an open Ear to all necessary Hints from without Doors, that may contribute any Advantage to the important Affairs brought from time to time under their Consideration.

From hence it is that we shall yet crave Liberty to offer our further Sentiments, not only in relation to a Paper Credit, but upon some other Points that nearly concern the Prosperity of this Colony.

Such Bills we find have been issued in *America* on two different Foundations; the one has been to raise a large Sum immediately on the Credit of future Taxes, Duties, &c. by which they were to be regularly sunk in Time; the other, to be lent out on Securities, and to be sunk by the Borrowers repaying them into the Treasury. Those of *New-York* and *South-Carolina*, were by the first Method; and those of *New-England* and *Rhode-Island*, by the second.

In *Carolina* they were obliged, for the Defence of their Town and Country, against some threatened Invasions, to raise an immense Sum for so small a Colony, vastly exceeding the Occasions they had for a Currency, especially since their Rice, which Foreigners come to carry away, will purchase most of the Goods they want; and this sunk the Credit of their Bills to the low State they were depressed to. In *New-York* their first Bills, raised by the same Method, *viz.* by anticipating the Duties, by which they were to be sunk again, kept up their Credit; and because of the Certainty

of their terminating, and the Quantity being moderate for a Place of such large and extended Commerce, they continued of equal Value with their current Silver, until, in the Year 1717, they issued another large Sum, and for a longer Time, upon which their Credit immediately fell to a Disparity with their real Money.

Farther to the Eastward, their Bills being issued on Loans only, by which Method they cannot be called in with so much Certainty, they consequently fell more than one Third below the Value, at which they were first struck, and the same may be expected from the like Measures to happen here; for, seeing very few Borrowers are found to discharge their Mortgages to private Persons in Time, and according to Contract, it will be expected that the Publick, to whom such loud Cries are raised for Succour to the Distressed, will rather be more indulgent than rigorous to their humble Supplicants.

It will therefore be evident, that to keep up the Credit of Bills, the Quantity must be moderate, and should be somewhat under a Sufficiency for a circulating Currency, that we may, as they do in *New-York*, contrive Means to supply ourselves with some Quantities of Cash, which is a real Treasure in a Country, while Bills are no more than borrowing from one another, without adding one Penny to the Wealth or Stock of the Colony; and next, that a Certainty of their being sunk in a reasonable Time, will principally contribute to support that Credit.

It was observed before in the last Article presented to us to the House, that such Measures ought to be taken for this as shall render it absolutely necessary for the Publick, that the Bills shall be sunk regularly.

It is therefore, upon the whole, with all due Submission, proposed to the Consideration of the House, whether it may not be rather requisite to retrench the Quantity last voted, than to augment it as some desire, considering that *Ten Pounds* of that Currency will probably circulate more and faster than *Twenty* or *Thirty* of Gold or Silver; because the latter has a constant intrinsick Value, while the other, more subject to Change, and designed only for a Medium of Commerce, will be more briskly shifted from Hand to Hand to answer that Purpose? And whether the following Methods of applying it may not render it more serviceable, *viz.* That seeing the Publick is now, by the Treasurer's Account, besides some other Sums not yet settled, above *One Thousand Six Hundred Pounds* in Debt, and the Support for the ensuing Year is yet to be provided for, a Sum of about *Three Thousand*

Pounds, be paid out of the Bills, to be sunk by an Excise, or such other Method as the House shall best approve of, for returning that Sum, in three, four, or five Years, as shall be judged most convenient.

That a Sum, sufficient to finish the Prison and Work-house of *Philadelphia*, be lent out of the Bills to the City and Country, to be returned into the Treasury by a yearly Tax on the Inhabitants, not exceeding *One Penny per Pound*, till the said Sum be discharged; the present Taxes of *Three-pence per Pound* being too heavy, in these difficult Times, for the People to bear.

That the rest be lent out, as is already proposed in the House, on good and unquestionable Securities at the Interest agreed on; but for the better assuring their Sinking, that all publick Monies raised by any Taxes, Excise, or Duties whatsoever, be paid into the respective Treasuries only in that Specie, to be there sunk; and the full Value of such publick Monies be made good out of the Sums paid in by the Borrowers, whether in Coin, Paper, or Country Produce, to answer the Ends for which the same was raised; by which Means, the Bills must necessarily be sunk, and the Payments be duly made by the Borrowers, without any Excuse or Favour.

That for the more effectual Support of the Credit of the Bills, *Six-pence* in the *Pound* be allowed to the Person who pays them in, as publick Money, to be made good out of the Interest paid by the Borrower.

These Measures, may it please the House, it is believed, will very much contribute to answer the just Ends proposed by the Bills, with the least Injury or Loss to the Receivers.

The Reflections in this last Paper, as well as others, which have industriously been rendered popular, shall be answered, by shewing, from the State of the Country, how destructive to its true Interest that Spirit is, to which too many appear to have resigned themselves, that those who are sincerely well affected to the Publick may, with a more distinguishing Judgment, observe the Measures by which our common Interest may be most effectually promoted; for which End, we beg Leave to add the following Remarks, *viz.*

That this small Colony consisting, at present, only of three Counties, and of no extraordinary Soil, situate on but one Side of one navigable River, is therefore inferior in natural Advantages to all others around us; and having no Produce but what other Colonies, more commodiously situated, not only rival us in, but of late have outdone us; we cannot

therefore equally flourish with others, unless we compensate those natural Defects by such Improvements in Industry, and other good Qualities, as may deservedly acquire us a Reputation.

That the Husbandman and Merchant are the principal Supporters of the Colony, from whom all other Kinds of Business among us receive their Encouragement; the one raising the Produce, and the other exporting it by Navigation.

That by the common Methods of our Trade, for want of a Vent Abroad for our Wheat, and what is manufactured from it, we can never become considerable; and therefore it is necessary that the Countryman should endeavour for some other Improvements, and the Merchant labour to find out new Channels for Commerce, by pursuing it in all the Branches that may lie open to us in other Countries, for both these will ever, in Reality, have a natural Dependance on each other.

That it is an Unhappiness to this Country, that there are not more wealthy Men in Trade, who, by large Stocks, could force such an extended Commerce as in *New-York* and *Boston*; for by these Means more Shipping, and therefore more Workmen and People would be employ'd, and both a greater Exportation and Consumption of the Country Produce, to the Encouragement of the Farmer, would be occasioned by it.

That it has ever been accounted a great Advantage to a Country, to have Men in it who can supply others with Money in their Necessities, on such Terms as the Laws approve; for from such Opportunities the Industrious and Ingenious, who for want of something in their Hands, might be ever tied down to Poverty, may find Means to raise themselves (as many have done) to Fortunes, and a Capacity of being extremely useful: From hence many have received vast Advantages, by compassing Bargains, that otherwise they must for ever have gone without. In short, there is nothing more equitable, than that the Active and Industrious should, for a moderate Consideration, have the Use of other Mens Stocks, who, either for want of Skill or Inclination, cannot employ it themselves.

That the Wealth of a Country consists in the Riches of its Inhabitants, and the richer every Country is, the better it is for a poor Man to live in. All these being unquestionable Truths, it is astonishing to consider, while we have scarce one Man in the Country that can be accounted rich, when compared with divers in other Colonies; while the Province really suffers for want of more Men of Ability to promote its

Interest, and enlarge its Commerce, on which great Numbers of the People have their Dependance, while Money can scarce be had on any Terms, to lend or borrow, and seldom ever could be obtained on Loan, but by Intreaty, and with Solicitation: It is astonishing, we say, to consider how 'tis possible that there should be any amongst us, who, in Despite, of common Sense, will suffer themselves to be misled into such a Spirit of Malignity, as in direct Opposition to the Interest of the Whole, to insult and abuse those few in the Place, who are the most capable of promoting that Interest; to return Reproaches for what was obtained by Prayer, and under the endearing Appearance of Popularity, to strike at the very Sinews of a Country's Strength, and the evident Means of its Prosperity, in which all would, according to their Ranks, be more or less Partakers.

We humbly crave the House's Excuse for these Observations, which the unhappy prevailing Humour of the Time (as this honourable House, from the last and other Applications, cannot but be sensible) has rendered necessary, for rectifying the distemper'd Notions of the Misguided. On which, no better Advice, (we conceive) can be recommended to such Persons, than that of the Apostle, *viz. To follow after the Things which make for their Peace; to study to be quiet, and to do their own Business, &c.* as he has commended, *Rom. xiv. 19. 1 Thess. iv. 11.*

Although, it is true, we are at present very poor, yet Love and Unity appears not less wanting amongst us than Money; and while we are applying to the Legislature for Means to supply the one, if we could be so happy as to join in the other, it would more effectually render it easy to this honourable House to provide for our publick Necessities which that we may, is the earnest Desire of their most faithful Friends.

And then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The House went on the further Consideration of the Bill for making current *Fifteen Thousand Pounds* in Bills of Credit.

A Motion was made, and the Question put, that the Sum of *Fifteen Thousand Pounds* of Bills of Credit, already voted, be altered to a lesser Sum? *It passed in the Negative.*

Ordered, That the House enter on the further Debate of the Bill for issuing Bills of Credit To-morrow Morning; and

then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The House went on the further Consideration of the Bill for making current *Fifteen Thousand Pounds* in Bills of Credit.

After Debate on a Clause in the said Bill, a Motion was made, and the Question put, that the Punishment to be inflicted, by Virtue of this Act, on the Forgers, &c. of Bills of Credit, shall not be the Pains and Penalty of Felony, without Benefit of Clergy? *It passed in the Affirmative.*

Resolved, That a Committee of this House, which shall at any time, or from time to time, be appointed for that Purpose, shall have Power to audit the Accounts of the Trustees of the General Loan Office, and make their Reports to this House; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The House entered on the further Consideration of the Bill for making current *Fifteen Thousand Pounds*.

After Debate on a Clause, a Motion was made, and the Question put, that the Trustees or Commissioners of the General Loan Office, besides taking their Oaths or Affirmations, shall give *Five Hundred Pounds* Security for the true Performance of their Trust? *It passed in the Affirmative.*

A Motion was made, and the Question put, that the Bill for making current *Fifteen Thousand Pounds* in Bills of Credit, now read the second Time, may (with the Alterations, Amendments, and Additions, now made) be recommitted to the Members, to draw up the same accordingly, with the Advice of the Attorney-General, or any other Person skilled in the Law? *It passed in the Affirmative.*

The Petition of *William Alexander*, Comptroller of his Majesty's Customs of this Province, requesting that the Perquisites and Fees, belonging to his Office, may be augmented; was presented to the House, and read, and ordered to lie on the Table; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Petition of *Aquilla Rose*, requesting that a Ferry, at *Philip England's* old Ferry-place, over *Schuykill*, may be confirmed to him by a Law; was presented to the House, and read, and ordered to lie on the Table.

A Bill, intituled, *An Act directing the Process of Summons against Freeholders*, was read the second Time, and considered.

Resolved, 1. That a Freeholder, within the Intent of this Act, directing the Process of Summons, shall be two Years a Resident of this Province, and have fifty Acres of Land in Fee-simple, ten Acres whereof cleared; or a House worth *Fifty Pounds* in some City or Township of this Province. 2. That no Justice shall sign a Writ against a Freeholder till he has sworn or affirmed the Plaintiff, that the Defendant, in such Writ contained, has not an Estate sufficient to pay his Debts, or has made over his Estate, or any Part thereof, or is gone with a Design to defraud his Creditors, under the Penalty of *Ten Pounds*. And, 3dly, That if the Person so taken in Execution be one of the Assembly, or Council, he shall be immediately released, the Sheriff fined, and the Judgment remain in *Statu quo*.

A Motion was made, and the Question put, that the said Bill for directing the Process of Summons against Freeholders, with the Amendment and Additions now made, be recommended, to be drawn up accordingly? *It passed in the Affirmative*. And then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The latter Part of the further Sentiments of *James Logan*, &c. was read the second Time, and considered.

The Members of this House, Burgesses of the City of *Philadelphia*, report, that the Mayor of that City had requested, and laid his Injunctions on them accordingly, that they would move the House to be pleased to lend the said City and Country the Sum of *Fifteen Hundred Pounds* in Bills of Credit, without Interest, to discharge their present Debts and Incumbrances; and that the Sum shall be punctually paid by the Corporation and County by a proper Tax for that Purpose.

After Debate, a Motion was made, and the Question put, that the Sum of *Three Thousand Pounds*, in Bills of Credit, be taken out of the *Fifteen Thousand Pounds* already voted to be made current, to be disposed of as this House thinks fit to discharge the Publick Debts, &c. *It passed in the Affirmative*. And then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Governor's Message to this House of the Twenty-ninth of *January*, was read the second Time, and considered.

The Minute of Yesterday being read, that the Sum of *Three Thousand Pounds* be taken out of the *Fifteen Thousand Pounds* of Bills of Credit, already voted to be made

current, to be disposed of as this House thinks fit to discharge the Publick Debts &c.

A Motion was made, and the Question put, that the aforesaid Resolve or Clause shall be delivered to the Committee before appointed, to be drawn up and made Part of the Bill accordingly? *It passed in the Affirmative.*

The Petition of divers Merchants and Inhabitants of the City of *Philadelphia*, setting forth, That the laying a much less Duty than hath been laid on Rum, &c. will raise more Money towards the Support of Government, than so large an Imposition hath done, and be beneficial to the whole Body of the People; also, requesting that the Owners of Vessels, residing in this Province, may have Encouragement by less Duty on their Vessels; and that Factors not residing here may pay a Duty according to their Goods imported, &c. was presented to the House, and read, and ordered to lie on the Table.

The Petition of *Aquilla Rose*, for a Ferry over *Schuylkill*, was read the second Time, and considered:

Ordered, That the Petitioners have Leave to bring in a Bill according to the Request of the said Petition.

Ordered, That the Committee, before appointed, draw up a Bill for the Punishment of such Person or Persons, who shall counterfeit the Bills of Credit now to be made current.

A Motion was made, and the Question put, That the further Sentiments of *James Logan*, &c. be imprinted with the Votes of this House? *It passed in the Affirmative.* And then the House adjourned till fourth Instant, at Three a Clock in the Afternoon.

The House met, &c. and adjourned till Nine a Clock Tomorrow Morning.

The House met, &c.

A Bill, intituled, *An Act to make Country Produce a lawful Tender*, was read the second Time, and considered, Paragraph by Paragraph.

After Debate on a Clause, a Motion was made, and the Question put, that Country Produce shall be a Tender and lawful Pay, as well before Commencement of Actions as after? *It passed in the Affirmative.*

Ordered, That the said Bill be altered accordingly.

A Motion was made, and the Question put, that the Bill now read the second Time, to make Country Produce a lawful Tender, shall be passed into a Law, with the Amendment now made, and recommitted accordingly? *It passed in the Affirmative.*

A Bill, intituled, *An Act for the Vesting the Lands and Lots, commonly called, The Lands and Lots of the Free Society of Traders in Pennsylvania, in Trustees, to be sold, &c* was read the second Time, and considered, Paragraph by Paragraph.

A Motion was made, and the Question put, that the said Bill, with the Amendments, be committed to *Robert Jones, Nathaniel Newlin, and Samuel Carpenter*, in order to be drawn up accordingly? *It passed in the Affirmative*, N. C. D. And then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Petition of divers Merchants and Imhabitants of the City of *Philadelphia*, praying, that a less Duty may be laid on Rum, &c. was read the second Time, and considered, Paragraph by Paragraph.

After Debate, a Motion was made, and the Question put, that all Vessels that are built in this Province, and trade to and from the Port of *Philadelphia*, shall have Leave to bring in Melasses Duty-free? *It passed in the Affirmative*.

A Motion was made, and the Question put, that all Strangers, importing Goods into this Province, shall pay *Five per Cent.* on the Sales of the Goods so imported, unless they build Vessels, or ship off the Country Produce, in Return for the neat Proceeds of the said Goods, and then the Duty wholly to abate? *It passed in the Affirmative*.

A Motion was made, and the Question put, that the Brewers of this Province come under a Qualification, by Oath or Affirmation, to make Beer without Melasses, &c. according to the Direction of an Act made in that Case last Session of Assembly? *It passed in the Affirmative*. And then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Committee appointed, report, that the Bills re-committed to them will be ready to lay before the House this Afternoon.

A Bill, intituled, *An Act for the Relief of Creditors of fraudulent Persons, and for the Amendment of the Law about Attachments*, was read the second Time, considered, and ordered to be further considered this Afternoon; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The House entered on the further Debate of the Bill for the Relief of Creditors of fraudulent Persons, &c. after some Debate, a Motion was made, and the Question put, that the

said Bill, with the Amendments now made, be committed to a Committee of this House, in order to have it drawn up accordingly, with the Advice of the Chief Justice, or others learned in the Law? *It passed in the Affirmative*, N. C. D.

Ordered, That *John Swift*, and *Benjamin Vining*, be a Committee for that Purpose.

The Petition of several Tradesmen; and other Inhabitants of this Province, praying that the Exportation of Deer-skins in the Hair may be discouraged, &c. was read the second Time, considered, and ordered to be laid aside as impracticable.

The Committee appointed to draw up the Amendments to the Bill for the Issuing Bills of Credit, laid the said Bill before the House, drawn up accordingly, by the Advice of the Attorney-General, in order for a third Reading.

The Petition of several Inhabitants of the County of *Chester*, in Relation to bound Servant Women having Bastard Children, &c. was read the third Time, and considered; after Debate,

Resolved, That it is the Opinion of this House, that the Law already made is sufficient in that Case, and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Bill, intituled, *An Act for the Emitting and making current Fifteen Thousand Pounds in Bills of Credit*, was read the third Time, and considered, Paragraph by Paragraph.

After Debate, a Motion was made, and the Question put, that the Sum of *Twenty Pounds*, each be a Reward given to the Signers of the Bills of Credit to be nominated by this House, for their Trouble of signing the said Bills? *It passed in the Negative*.

A Motion was made, and the Question put, that the Trustees of the General Loan-Office shall give a greater Security than the *Five Hundred Pounds* already agreed on? *It passed in the Negative*.

Ordered, That the said Bill be further considered this Afternoon; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Petition of the Mayor and Commonalty of the City of *Philadelphia*, requesting that the Ferry from *High-Street*, over *Schuylkill*, may be vested in the said Commonalty, for the better Management of the said Ferry, and in no other Person, was presented to the House, and read, and ordered to lie on the Table.

The House entered on the further Consideration of the Bill, intituled, *An Act for the Emitting and making current Fifteen Thousand Pounds in Bills of Credit*; and having made some Progress in the said Bill, it was ordered that the said Bill be further considered and debated To-morrow Morning; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The House entered on the further Debate of the Bill, intituled, *An Act for the Emitting and making current Fifteen Thousand Pounds in Bills of Credit*.

A Motion was made, and the Question put, that the Method of suing the Mortgages, (to be specified in this Bill, for issuing Bills of Credit) shall be by a *Scire Facias*? *It passed in the Affirmative.*

A Motion was made, and the Question put, that only one Half the Fees, as by Law established, shall be paid to the Sheriff, and other Officers, for all Writs of *Scire Facias*, *Levari Facias*, &c. or other Writs and Charges of Prosecution whatsoever, in using the Mortgages for Bills of Credit? *It passed in the Affirmative.*

Ordered, That the further Consideration of the Bill for issuing Bills of Credit, be referred to this Afternoon.

The Petition of *William Field*, praying to be appointed one of the Pilots of this Port, was presented to the House, and read, and ordered to lie on the Table; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The House entered on the further Consideration of the Bill for issuing Bills of Credit.

After some Debate, a Motion was made, and the Question put, that *Fifty Pounds per Annum* shall be allowed to each of the Trustees appointed by this Act for the Management of the Bills of Credit in the Loan Office to be erected? *It passed in the Affirmative.*

The House entered on the Consideration of proper Persons to be appointed Signers of the Bills of Credit to be emitted; and, after some Time,

Resolved, That *Charles Read*, *Francis Rawle*, *Benjamin Vining*, and *Anthony Morris*, be appointed Signers accordingly.

After some Debate, of four Persons to be appointed Trustees of the Loan-Office to be erected; *Samuel Carpenter*, a Member of this House, was unanimously chosen one of the Trustees aforesaid.

Ordered, That the further Consideration of the said Bill be referred till To-morrow Morning; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

A Bill, intituled, *An Act to rectify Proceedings upon Attachments*, was brought in by the Committee, which is referred to another Time for a third Reading.

After some Debate, of three Persons more to be appointed Trustees of the Loan-Office, a Motion was made, and the Question put, that *William Fishbourn* be appointed one of the Trustees aforesaid? *It passed in the Affirmative*.

A Motion was made, and the Question put, that *Jeremiah Langhorne* be appointed one of the Trustees aforesaid? *It passed in the Affirmative*.

A Motion was made, and the Question put, that *Nathaniel Newlin* be appointed one of the Trustees aforesaid? *It passed in the Affirmative*.

A Motion was made, and the Question put, that the said Bill, intituled, *An Act for the Emitting and making current Fifteen Thousand Pounds in Bills of Credit*, now read the third Time, with the Amendments, shall pass into a Law? *It passed in the Affirmative*.

Ordered, That the said Bill be transcribed by the Clerk, to be laid before the House at their next Meeting; and then the House adjourned till the eleventh Instant, at Three a Clock in the Afternoon.

The House met, &c.

A fair Copy of the Bill for issuing Bills of Credit being transcribed.

Ordered, That *John Swift*, *Charles Read*, *William Bilès*, and *Isaac Taylor*, carry the same to the Governor for his Concurrence; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Members appointed to carry the Bill for a Paper Currency to the Governor, report, that they delivered the same to the Governor accordingly; and that he was pleased to say, he would consider it deliberately in Council.

The Petition of *John Baldwin*, for the Ferry over *Neshaminy* Creek, was read the second Time, and considered; also,

The Petition of *Joseph Growdon*, for the Ferry over *Neshaminy* Creek, was read the second Time, and considered.

After some Debate on both Petitions, a Motion was made, and the Question put, that *Joseph Growdon*, have Leave to

bring in a Bill for the Settlement of the said Ferry, with a Draught of the Conveniency of it? *It passed in the Affirmative.*

The Petition of the Mayor and Commonalty of the City of *Philadelphia*, requesting, that a Ferry from *High-Street*, over *Schuylkill*, may be vested in them, was read the second Time, and considered.

Ordered, That Leave be given to the Mayor and Commonalty to bring in a Bill according to the Request of the said Petition, the former petitioner *Aquilla Rose*, delaying his Bill on purpose, and submitting to the Opinion of the House in it.

Ordered, That *Samuel Carpenter*, *John Kearsley*, and *Isaac Taylor*, be a Committee to draw up a Bill to reduce the Interest of Money to *Six per cent.* and to make a Supplement to the Acts of Impost and Excise, pursuant to the Resolves of this House.

Ordered, That *Francis Rawle*, and *Anthony Morris*, be a Committee to draw up a Supplement to the Act for making good Beer, &c. and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

A Motion was made, and the Question put, that Gold shall pass by Law at *Six Shillings per Pennyweight*, and *English Shillings at Eighteen-pence*, and other *English Coin* proportionable? *It passed in the Negative.*

The Bill, intituled, *An Act to rectify Proceedings upon Attachments*, being read the third Time, with Amendments.

A Motion was made, and the Question put, that the said Bill do pass? *It passed in the Affirmative*, N. C. D.

Ordered, That the same be transcribed.

The Committee appointed laid before the House two Bills, one intituled, *An Act for the better regulating the Interest of Money*; and the other, an Act for repealing a Clause in an Act of this Province, made in the eighth Year of his present Majesty, intituled, *An Act for laying an Excise or Duty on all Wine, Rum, and other Spirits, retailed in this Province*; which was read the first Time, and ordered a second Reading.

A Bill for establishing skilful Pilots for navigating Vessels in the Bay and River of *Delaware*, was read the first Time, and ordered a second Reading; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Committee appointed laid the Society Bill before the House, with some Amendments offered by the Proprietary's Agents; and the said Committee propose, and think it reasonable, that the Persons in Trust should be under a Qualification, by Oath or Affirmation, to observe the Directions of that Act, and that the Observations made by the Proprietary Agents, that a sufficient Security is very reasonable; which Bill was read the third Time, Paragraph by Paragraph.

Resolved, That only four Trustees be appointed as Managers of the Stock of the said Society two of which Trustees to be interested in the said Stock, and the other two not.

After some Debate on proper Persons to be chosen Trustees.

Resolved, That *Charles Read, Job Goodson, Evan Owen, and George Fishwater*, be appointed the four Trustees for managing the Affairs of the said Society.

A Motion was made, and the Question put, that the Society Bill, now read the third Time, with the Amendments, be passed into a Law? *It passed in the Affirmative.*

Ordered, That the said Bill be transcribed; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Bill, intituled, *An Act for making several Species of the Product of this Province a lawful Tender*; was read the third Time, and deliberately considered and amended; and, after some Debate, a Motion was made, and the Question put, that the said Bill do pass? *It passed in the Affirmative.*

Ordered, That the same be transcribed.

A Bill, intituled, *An Act for the better regulating the Interest of Money*, was read the second Time, and considered.

A Motion was made, and the Question put, that the first Paragraph of the said Bill shall not be altered? *It passed in the Affirmative.*

A Motion was made, and the Question put, that the said Bill, with the Amendments, be re-committed? *It passed in the Affirmative*: And the same was re-committed accordingly; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

A Bill for altering the present Affirmation, which, by a Minute of the Twenty-ninth of *January*, was deferred to a further Consideration on the second Reading, was again read, and considered.

A Motion was made, and the Question put, that the third Paragraph of the Bill, now read, shall not be altered? *It passed in the Affirmative.*

A Motion was made, and the Question put, that the fourth Paragraph of the Bill, now read, shall not be altered? *It passed in the Affirmative.*

A Motion was made, and the Question put, that the said Bill, being now read the second Time, be re-committed? *It passed in the Affirmative.* And then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Members appointed laid before the House a Bill, intituled, *An Act for the better Encouragement of Trade*, which was read the first Time, and ordered a second Reading.

The Governor's Speech to this House, the second of *January*, was again read, and considered, and ordered to be again considered To-morrow.

Ordered, That the Bill for regulating and establishing Fees be committed to *John Swift, Robert Jones, Benjamin Vining, and Joseph Kirkbride*, who have it in Charge to inspect the Laws for Fees in this and the adjacent Provinces, and regulate the said Bill, fit to lay before this House, for a second Reading; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Bill to repeal a Clause in the Act for Excise, was read the second Time, and re-committed.

Resolved, That all Taverners, and publick House-keepers, shall pay Excise for all Wine, Rum, Brandy and other Spirits, sold by them; and that no other Person whatsoever shall sell less than one Gallon of Wine, Rum, Brandy or other Spirits, without Licence.

A Bill, intituled, *An Act for the better regulating the Interest of Money*, was read the third Time, and amended.

A Motion was made, and the Question put, that the said Bill do pass? *It passed in the Affirmative.*

Ordered, That the same be transcribed.

The Bill, intituled, *An Act directing the Process of Summons against Freeholders*, was read the third Time, and ordered to be further considered.

James Logan, and *Andrew Hamilton*, two Members of Council, presented to the House a Bill for issuing Bills of Credit, with the Amendments of the Governor, and Council, together with a written Message from the Governor, which was read, and is as follows.

Mr Speaker, and Gentlemen of the Assembly,

"Y O U will herewith receive the Bill you sent up to me for emitting a Paper Currency, with some Amendments,

which by the deliberate and unanimous Advice of the Council, have been thought very necessary to be made in a Matter of such Importance to this Province.

Most certainly the publick Credit of any Country is always strengthened by the Unanimity of the Legislature in all their Proceedings; wherefore I would heartily recommend it to you on this Occasion, and even beseech you not to entertain amongst you any Suspicion or Jealousy whatsoever, but calmly to consider these Amendments as material Points, for the better effecting what the whole People, as well as your House, seem so earnestly to desire.

Gentlemen, I have not actually made an Amendment to the Bill concerning my Salary or Support for the current Year, because I have not the least Doubt of your good Intentions towards me, and I judged that such an appropriating Clause would come more regularly and decently from yourselves: However, that a perfect good Understanding between us may be carefully preserved, I take this Occasion to acquaint you, that, after having ordered a sufficient Quantity of Bills to pay all the Debts of the Treasury, I do expect that you will next appropriate my Salary, to be paid down in the same Specie, preferable to any other Sums which you may think fit to be issued out of the Loan-Office; for I not only conceive that the Impost, Excise, and *Negroe* Acts, will be sufficient to sink the Bills so issued for publick Services, but am sensible that the Money coming into my Hands will presently circulate Abroad amongst the People to their Satisfaction."

February, 15, 1722-23. W I L L I A M K E I T H.

And then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The House entered on the Consideration of the Amendments made by the Governor and Council to the Bill for issuing Bills of Credit.

After Debate on an Amendment, marked with (b) as a Letter of Reference to the Act, a Motion was made, and the Question put, that a greater Security be given by the Trustees?
It passed in the Negative.

After Debate on Letter (e) a Motion was made, and the Question put, that the Paragraph shall stand as in the Bill?
It passed in the Affirmative.

Ordered, That the further Consideration of the Amendments be referred till To-morrow Morning; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The House entered on the further Consideration of the Amendments made by the Governor and Council on the Bill for issuing Bills of Credit.

After a Debate on Letter (f) a Motion was made, and the Question put, that the Paragraph shall stand as in the Bill? *It passed in the Affirmative.*

After a Debate on Letter (k 3) a Motion was made and the Question put, that *One Thousand Pounds* be taken out of the Loan-Office, to be lodged in the Treasury, to be disposed of, to answer the Publick Debts, as the Assembly thinks fit? *It passed in the Affirmative.*

The House having gone through the other Amendments of the said Bill,

Ordered, That *Charles Read*, and *John Kearsley*, carry the same to the Governor, and desire his Concurrence; together with his Assent to the following Bills, *viz.* The Society Bill; to rectify Proceedings upon Attachments; to regulate the Interest of Money; and to make Country Produce a lawful Tender.

The Petition of several Merchants, and others, concerned in the Manufacture of Bread and Flour, complaining of great Abuses committed in the Manufacturing of these Commodities, which the Law, now in Force, is not found sufficient to restrain, notwithstanding the utmost Diligence of the present Officer; was presented to the House, and read, and ordered to lie on the Table.

A Motion was made, and the Question put, that this House adjourn to the Twenty-fifth Instant? *It passed in the Affirmative.*

Ordered, That *Anthony Morris*, and *Thomas Yardley*, wait on the Governor, and desire his Approbation of the proposed adjournment: Who return, and report, that the Governor consents to the Time proposed; and then the House adjourned to the Twenty-fifth Instant, at Three a Clock in the Afternoon.

THE House met pursuant to their Adjournment, and adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Members appointed the sixteenth Instant to carry the Bill for issuing Bills of Credit back to the Governor for his Concurrence, together with four other Bills, report, that they delivered them to the Governor accordingly; who was pleased to say, he would consider the same.

The Bill, intituled, *An Act for regulating and establishing Fees*, was read the second Time, and considered, and

ordered to be further considered in the Afternoon; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Petition of several Citizens, and Freeholders of the City of *Philadelphia*, setting forth, how detrimental it will prove to almost Two Hundred and Fifty Persons, now under Arrest, if Judgment should pass this next Court, and Execution follow, by their being obliged to pay their Debts in Silver and Gold, when none is to be had, and praying that Judgment may be stopped; was presented to the House, and read, and ordered to lie on the Table.

The House went on the further Consideration of the Bill for regulating and establishing Fees on the second Reading.

A Motion was made, and the Question put, that the Attornies and Practioners of the Law shall come under a Qualification for the true Performance of their Office, according to the best of their Skill and Knowledge? *It passed in the Affirmative.*

A Motion was made, and the Question put, that the said Bill, with the Amendments now made, be re-committed. *It passed in the Affirmative.*

Ordered, That *Charles Read*, and *William Biles*, wait on the Governor, and acquaint him, that the House having sat long, and waiting to dispatch the Business lying before them, desire to know, particularly, if he has finished his Considerations on the Bill for issuing Bills of Credit, and the rest of the Bills now lying before him; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Members appointed last Night to wait on the Governor, return, and report, that they waited on him accordingly; and that he was pleased to say, he had considered all the Bills except one, and that the House might expect a Message from him this Morning.

The Petition of several Citizens and Freeholders of the City of *Philadelphia*, requesting, that Judgment and Execution may be respited for some Time; was read the second Time, and considered.

A motion was made, and the Question put, that Leave be given to the Petitioners to bring in a Bill according to the Prayer of the said Petition? *It passed in the Affirmative*, N. C. D.

The Petition of several Merchants, and others, concerned in the Manufacture of Bread and Flour, complaining of great Abuses committed in the Manufacturing of those Commodities,

which the Law, now in Force, is not sufficient to restrain; was read the second Time, and considered.

A Motion being made, and the Question put, that Leave be given to the Petitioners to bring in a Bill according to the Request of the said Petition? *It passed in the Affirmative.*

A Bill for establishing a Ferry from the *High-Street*, over *Schuylkill*, being presented to the House, was read the first Time, and ordered a second Reading.

The Governor returned to the House the following Bills, with his Proposals of Amendments, *viz.* An Act for emitting and making current *Fifteen Thousand Pounds* in Bills of Credit; An Act for rectifying Proceedings upon Attachments; An Act for reducing the Interest of Money from *Eight* to *Six per Cent.* and, An Act for making several Species of the Country Product a lawful Tender; together with a written Message from the Governor, which was read, and is as follows.

Mr. Speaker, and Gentlemen of the Assembly,

"Y O U will herewith receive some Bills, with some Observations made by the Council, who desire that you will please to appoint a Committee of your House to confer with them in my Presence, upon those Points wherein you seem to differ in Sentiments.

I daily perceive more and more that the People languish, for want of some Currency to revive Trade and Business, which at present is wholly at a Stand; wherefore I am of Opinion, that all the Dispatch imaginable ought to be given to the Paper Bill, which I am ready to pass as soon as you please to bring it up; for I think the urgent Necessities of the whole People most justly gives it a Preference to all other Business.

Gentlemen, I should be waiting to express that sincere Confidence which I have always had in the Peoples Representatives, if I did likewise acquaint you, that, upon Application made to me, I thought fit to move the Council for a short Bill, to suspend all Executives upon Judgment, until the next *May* and *June* Courts, without touching the Process, or affecting the Securities either given, or to be given, by the Defendants, according to the common Course of Law; but the Council being of Opinion, that there was no Necessity for it, since every Creditor who, at this Juncture had obtained Judgment for his Debt, would certainly, of his own Good-will, and Tenderness towards his poor Debtor, respite the Taking out Execution, until the Currency intended was effectually emitted, I did not further insist

upon it; and if you be of the same Sentiments, I am very well Satisfied."

February 27, 1722-23.

WILLIAM KEITH.

The Governor's Proposals of Amendment to the Bill for reducing the Interest Money were read, and unanimously agreed to.

Ordered, That the said Bill be engrossed; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The House went on the Consideration of appointing a Committee to confer with a Committee of Council, in the Presence of the Governor, in relation to the Bills now returned to the House, with proposals of Amendment, and

Resolved, That the Speaker, *John Swift, Francis Rawle, Robert Jones, John Kearsley, Charles Read, Benjamin Vining, William Biles, Daniel Williamson, and Isaac Taylor*, be a Committee to attend the said Conference.

Ordered, That *Anthony Morris, and Joseph Kirkbride*, wait on the Governor, and acquaint him, that this House have appointed a Committee to confer with a Committee of the Council, in his Presence, as he desired, who are ready to attend the said Conference when, and where, the Governor will please to appoint: Who returned, and acquainted the House that the Governor desires the Committee to attend the Conference at his own house, at Ten a Clock to-morrow Morning.

A Bill, intituled, *An Act for respiting Executions upon certain Judgments of Courts in this Province*, was presented to the House, and read the first Time, and ordered a second Reading.

A Bill, intituled, *An Act directing the Process of Summons against Freeholders*, was read the third Time.

After some Debate, a Motion was made, and the Question put, that the Governor's Council be omitted in the Bill now read? *It passed in the Affirmative.*

Ordered, That the said Bill, now read and amended, be committed to *Robert Jones, and Charles Read*, to be drawn up according to the Amendments now made, in order to be further considered; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

A Bill, intituled, *An Act for respiting Executions upon certain Judgments of Courts in this Province*, was read the second Time, and considered and ordered a third Reading.

A Message from the Governor, desiring the Attendance of the Committee appointed to confer with the Committee

of the Council forthwith; and the Committee attended accordingly; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Speaker reported from the Committee who attended the Conference, that they had conferred with the Council in the Governor's Presence accordingly; and the Governor and Council's Amendments to the Bill for issuing Bills of Credit, and the Answer of this House thereto being read, the Speaker was pleased to deliver the Sentiments of the Council on the Articles not agreed to, which were immediately considered again by the House, and debated.

After Debate on the Paragraph marked (b) a Motion was made, and the Question put, that the said Paragraph stands as in the Bill? *It passed in the Affirmative.*

After Debate on the Paragraph marked (e) a Motion was made, and the Question put, that the said Paragraph stand as in the Bill? *It passed in the Affirmative.*

After a Debate on Letter (f) a Motion was made, and the Question put, that Country Produce be struck out of the Bill, according to the Governor's Amendments? *It passed in the Affirmative.*

The House having gone through the Considerations offered by the Governor and Council in Conference this Day with the Committee appointed, adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Assembly's Resolves, in Answer to the Propositions of Amendments offered in the Conference at the Council Table Yesterday, being read,

Ordered, That *John Kearsley*, and *Nathaniel Newlin*, carry the said Resolves to the Governor, with the said Bill for issuing Bills of Credit, and desire his speedy Concurrence; together with the Bills, intituled, *An Act to rectify Proceedings upon Attachments*; and *An Act for reducing the Interest of Money from Eight to Six per Cent.* with their Amendments: Who return, and report, that they presented the said Bills, with the Amendments, to the Governor accordingly; who was pleased to agree to the same, and returned them back to this House, in order to be ingrossed.

The Bill, intituled, *An Act for respiting Executions upon certain Judgments of Courts in this Province*, was read the third Time, and considered.

A Motion was made, and the Question put, that the said Bill do pass? *It passed in the Affirmative.*

Ordered, That the said Bill be transcribed.

Ordered, That *Charles Read*, and *Joseph Kirkbride*, wait upon the Governor with the said Bill, and desire his Concurrence.

A Bill, intituled, *An Act directing the Process of Summons against Freeholders*, was read the third Time, and considered.

A Motion was made, and the Question put, that the said Bill do pass? *It passed in the Affirmative*.

Ordered, That the same be transcribed.

The Members appointed to carry the Bill for respiting Executions to the Governor, return, and report, that the Governor was pleased to say, he would call his Council this Afternoon, and consider the same, in order to be ingrossed and published To-morrow.

Ordered, That *Anthony Morris*, and *Hugh Evans*, carry the Bill for Process of Summons against Freeholders to the Governor, and desire his Concurrence; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Bill for making Country Produce a lawful Tender being not allowed, and returned to the House by the Governor and Council, was again read, and considered.

After Debate on the first Paragraph, that the Commodities made a lawful Tender, be delivered at the County Town where the Creditor lives, *It passed in the Affirmative*.

After Debate on the Commodities to be a lawful Tender, a Motion was made, and the Question put, that Wheat, Flour, Tobacco, Hemp, and barrell'd Pork, fit for Exportation, be a lawful Tender? *It passed in the Affirmative*. And then House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Governor returned to the House the Bills, intituled, *An Act for respiting Executions upon certain Judgments of Courts in this Province*; and *an Act for vesting the Lands and Lots, commonly called, The Lands and Lots of the Free Society of Traders, in Pennsylvania, in Trustees, to be sold*, &c. with the Amendments made by the Governor thereto.

The Amendment of the Governor to the Bill for respiting Executions being read, the House unanimously agreed to the said Amendment, and the Bill was amended accordingly.

The Amendment of the Governor to the Society Bill being read, a Motion was made, and the Question put, that *Joseph Pidgeon* be added to the Trustees of the said Society, according to the Governor's Amendment? *It passed in the Affirmative*.

A Motion was made, and the Question put, that the Governor's other Amendment to the said Bill be agreed to? *It passed in the Affirmative.* And the said Bill was altered accordingly.

Ordered, That *Charles Read*, and *Nathaniel Newlin*, carry the said Bills to the Governor, and inform him, that the House agrees to his Proposals of Amendment to the said Bills; and this House desires to know when the Governor will be pleased to be waited on with the ingrossed Bills now ready: Who return, and report, that they delivered the said Bills, accordingly to Order; and that the Governor was pleased to approve the same, and return them back to this House; and that the Governor would, in Half an Hour's Time, appoint two Members of Council to examine the Bills, in order to have them signed by him this Afternoon.

Ordered, That *Robert Jones*, *Charles Read*, *John Kearsley*, and *Samuel Carpenter*, be a Committee to revise the following ingrossed Bills with a Committee of Council, in order to be published this Afternoon, *viz.*

1. An Act for the Emitting and making current *Fifteen Thousand Pounds* in Bills of Credit.

2. An Act to rectify Proceedings upon Attachments.

3. An Act for reducing the Interest of Money from *Eight* to *Six per Cent. per Annum.*

4. An Act for vesting the Lands and Lots, commonly called, The Lands and Lots of the *Free Society* of Traders, in *Pennsylvania*, in Trustees, to be sold, &c.

5. An Act for respiting Executions upon certain Judgments of Courts in this Providence; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Members appointed to revise the Laws with a Committee of Council, brought the said Laws to the House revised accordingly.

Ordered, That *Francis Rawle*, and *Benjamin Vining*, go to the Governor, and acquaint him, that the ingrossed Bills being now revised, and ready, the House desires to know his Pleasure when he will please to be waited on, in order to have them passed into Laws; and there being an Oversight in the Clerkship of the Paper Bill, that he be desired to concur to its being amended: Who return, and report, that the Governor was pleased to say, he had waited some Time for the same purpose, with his Council, and agreed that the Oversight of Clerkship should be amended. Accordingly the Speaker, with the whole House waited on the Governor

with the ingrossed Bills, signed in the House by the Speaker; and being returned, the Governor sent a Message by *John Swift*, That he desired the House would give Orders to the Trustees for their Management in the Bills of Credit to be prepared by them.

Resolved, That *Samuel Carpenter*, *William Fishbourn*, *Jeremiah Langhorne*, and *Nathaniel Newlin*, the Trustees of the General Loan-Office of this Province, and every and either of them, do forthwith treat and agree with Persons, in relation to the Cuts, making Paper, and imprinting the Bills of Credit, in order to their being prepared for the Signers, to be emitted in Time prefixed by the Law, according to the Directions. And

Ordered, That *Benjamin Vining*, and *Anthony Morris*, settle the Accounts with the Collectors, in order to have them laid before the House at their next Meeting; and then the House adjourned to the eighteenth Instant, at Three a Clock in the Afternoon.

THE House met pursuant to their Adjournment.

Ordered, That *Anthony Morris*, and *Joseph Pennock*, wait upon the Governor, and acquaint him, that the House being met, according to Adjournment, thought fit to acquaint him of it, and that, if he has any Thing to lay before them, they are ready to consider the same; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Members appointed last Night to wait on the Governor, report, that they waited on him accordingly; who was pleased to say, he had nothing to lay before this House, but to recommend a Dispatch of the present Affairs.

A Bill, intituled, *An Act prescribing the Forms of Declaration of Fidelity, Abjuration, and Affirmation, instead of the Forms heretofore required in such Cases*, was read the third Time, and considered.

A Motion was made, and the Question put, that the latter Part of the second Paragraph of the Introduction to the Bill now read be left out? *It passed in the Affirmative*.

A Motion was made and the Question put, that the Amendment in the third Paragraph shall stand as in the Bill? *It passed in the Negative*.

A Motion was made, and the Question put, that the Amendment made to the Paragraph marked (b) be left out? *It passed in the Affirmative*.

A Motion was made, and the Question put, that the said Bill, now read the third Time, with the Alteration made, do pass into a Law? *It passed in the Affirmative.*

Ordered, That the same be transcribed.

A Bill, intituled, *A Supplementary Act to an Act, intituled, An Act to prevent the Exportation of Flour not merchantable*, was read the first Time, and ordered a second Reading; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Petition of *Charles Brockden*, Master of the Rolls, and Recorder of Deeds of the City and County of *Philadelphia*, desiring to be made Clerk to the Trustees of the General Loan-Office, as properly belonging to his Office; was presented to the House, and read, and ordered to lie on the Table.

A Bill, intituled, *An additional Act to the Act, intituled, An Act for laying an Excise or Duty on all Wine, Rum, and other Spirits, retailed in this Province*, being read the third Time, considered, and amended, a Motion was made, and the Question put, that the said Bill do pass? *It passed in the Affirmative.*

Ordered, That the same be transcribed.

A Bill, intituled, *An Act for the better Encouragement of Trade*, was read the second Time, and considered.

A Motion was made, and the Question put, that *Fifteen per Cent.* shall be abated to all who shall pay the Duty on Wine, Rum, &c. in Silver or Gold? *It passed in the Affirmative.*

A Motion was made, and the Question put, that the said Bill, now read the second Time, and amended, be re-committed to *Benjamin Vining*, and *Charles Read*, in order for a third Reading? *It passed in the Affirmative.* And then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

A Bill, intituled, *An Act for establishing a Ferry over the River Schuylkill, at the End of the High-Street of Philadelphia*, was read the second Time, considered and amended.

A Motion was made, and the Question put, that the said Bill do pass for a second Reading? *It passed in the Affirmative.* And then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Bill, intituled, *A Supplementary Act to the Act, intituled, An Act for the Emitting and making current Fifteen Thousand Pounds in Bills of Credit*, was read the first Time.

A Bill, intituled, *An Act for making several Species of the Product of this Province a lawful Tender*, which was returned to this House from the Council, was again read.

A Motion was made, and the Question put, that the Commodities made a lawful Tender, be delivered at the County Town where the Creditor lives, or at the City of *Philadelphia*, if the Creditor so require? *It passed in the Affirmative.*

Ordered, That the Amendments now agreed to, be transcribed in the Bill now read, in order to have it presented a second Time to the Governor.

Ordered, That *Samuel Carpenter*, and *Charles Read*, carry the Bill for making Country Produce a lawful Tender; and the Bill intituled, *An additional Act to the Act*, intituled, *An Act for laying a Duty on all Wine, Rum, &c.* to the Governor, and desire his Concurrence; and also to request of him what he has done in Relation to the Bill directing the Process of Summons against Freeholders; Who return, and report, that they delivered their Message to the Governor, together with the two Bills; and that the Governor was pleased to say, he would call his Council in the Morning to consider the Bill lying before him, and the two Bills now sent, and make the utmost Dispatch possible.

A Bill, intituled, *An Act for regulating and establishing Fees*, was read the third Time.

A Motion was made, and the Question put, that *Six Shillings* be the Fee for affixing the Seal to any Body of Laws, or Copy thereof? *It passed in the Negative.*

A Motion was made, and the Question put, that the Fee aforesaid stand as in the Bill? *It passed in the Negative.*

A Motion was made, and the Question put, that the Fee aforesaid be *Ten Shillings*? *It passed in the Affirmative.*

Ordered, That the said Bill for regulating and establishing Fees, be further considered To-morrow Morning; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Speaker, at the Request of the Mayor of *Philadelphia*, moved the House that the said Mayor may have a Sight of the Bill for erecting a Ferry from *High-Street* over *Schuylkill*, which was granted.

Charles Read, a Member of this House, being admitted, read his Arguments and Reasons of Dissent from the Affirmation Bill, now passed this House.

Ordered, That *Robert Jones*, and *John Sotcher*, carry the Affirmation Bill to the Governor for his Concurrence.

A Supplementary Act to the Act for emitting and making current *Fifteen Thousand Pounds* in Bills of Credit, was read the second Time, and considered.

A Motion was made, and the Question put, that an additional Clause be added to the Bill now read, that Gold shall pass in all Payments whatsoever at *Two-pence Three Farthings* per Grain, or *Five Pounds, Ten Shillings, per Ounce*? *It passed in the Affirmative, N. C. D.*

Ordered, That the said Clause be added accordingly.

A Motion was made, and the Question put, that the said act shall pass, in order for a third Reading? *It passed in the Affirmative.*

The Members appointed to carry the Affirmation Bill, return, and report, that they delivered the Affirmation Bill to the Governor; and that he was pleased to say, he would consider the same this Afternoon in Council, together with the Bill directing Summons, and the other Bill lying before him.

The House went on the further Consideration of the Bill for regulating and establishing Fees.

A Motion was made, and the Question put, that Vessels of One Hundred Tons, or more, pay *Ten Shillings* to the Collector for Entry and Clearance? *It passed in the Negative.*

A Motion was made, and the Question put, that the Fee aforesaid be *Eight Shillings*? *It passed in the Affirmative.*

Ordered, That the further Consideration of the said Bill be referred to the Afternoon; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The House entered on the further Consideration of the Bill for regulating and establishing Fees.

A Motion was made, and the Question put, that the said Bill do pass? *It passed in the Affirmative.*

Ordered, That the same be transcribed.

A Motion was made, and the Question put, that the Wages of the Assemblymen be reduced to *Five Shillings per Diem*, after the Publication of this act? *It passed in the Affirmative.*

A Motion was made, and the Question put, that *Eight Shillings per Diem* shall be the Wages of the Speaker of the Assembly of this Province? *It passed in the Affirmative.*

Ordered, That the said last Resolves for Assemblymens Fees, be drawn up, and inserted in the Bill of Fees.

Ordered, That *Robert Jones*, and *Anthony Morris*, call upon the Provincial Treasurer, and the Secretary, and ac-

quaint them, that this House expects they will speedily send in their Accounts; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Members appointed to call upon the Treasurer and Secretary for their Accounts, report, that they had spoke with the Treasurer and Secretary accordingly, and that they would get their Accounts ready this Day.

The Governor's printed Treaty with the *Five Nations* of *Indians* at *Albany*, was presented to the House, read, and ordered to lie on the Table.

Ordered, That *John Sotcher*, and *Charles Read*, wait upon the Governor, and request the Bill for Arrests and Summons to be returned, if he has considered it, or any of the other Bills now lying before him: Who return, and report, that they had waited on the Governor accordingly, and delivered their Message; who was pleased to deliver to them the said Bill, directing the Process of Summons against Freeholders, and the additional Act to the Law of Excise; together with a written Message from the Governor, which is as follows.

Mr. Speaker, and Gentlemen of the Assembly,

"I HAVE returned two of the Bills which you sent up to me, with such Amendments as were advised in the Council upon them; and what remains with me, shall be ready to come down to you the Beginning of next Week.

I cannot but think it is high Time now to put you in Mind of this Year's Support, for I do not remember that the Supply was ever so long delay'd in any preceeding Assembly; but as I have not omitted any Thing on my Part to shew the Confidence I have in your Justice, so I expect you will, before your next Adjournment, take the necessary Measures to confirm me in my Sentiments, as well as to give a general Satisfaction to the People whom you represent."

March 22, 1722-23.

WILLIAM KEITH.

The Bill for enabling Pilots to navigate Vessels in the Bay and River of *Delaware*, was read the second Time.

The Petition of several Merchants and Commanders of Vessels, praying, that skilful Persons may be appointed Pilots of the River of *Delaware*, was read the second Time, and considered.

After Debate, a Motion was made, and the Question put, that the said Bill now read, shall be further debated? *It passed in the Negative.* And then the House adjourned till Three Clock this Afternoon.

The House met, &c.

A Bill, intituled, *A Supplementary Act for emitting and making current Fifteen Thousand Pounds in Bills of Credit*, was read the third Time, and considered.

A Motion was made, and the Question put, that the said Bill do pass? *It passed in the Affirmative.*

Ordered, That the said Bill be transcribed.

A Bill, intituled, *A Supplementary Act to the Act, intituled, An Act to prevent the Exportation of Flour not merchantable*, was read the second Time, and deliberately considered.

Ordered, That the said Bill be further considered To-morrow Morning.

Ordered, That *Anthony Morris* revise, with the Clerk, the Bills now passed and transcribed, in order to be sent to the Governor; and then the House adjourned till Eight a Clock To-morrow Morning.

The House met, &c.

The Petition of several Freemen of the City and County of *Philadelphia* praying that the Ministers of Justice may not act in Plurality of Places, by Reason when Causes are removed by Writ of Error from the Court where they are Judges to another, the same Men are now Judges in that other Court to which the Cause is removed; and that the Fees of the Prothonotary, &c. may be reduced, was presented to the House, and read, and ordered to lie on the Table.

The Members to whom the Bill for Encouragement of Trade was committed, laid the same before the House, drawn up accordingly; together with the Bill directing the Process of Summons, which was sent from the Governor, with Amendments, and now amended.

The House resumed the Consideration of the Supplement to the Flour Act; and a Motion was made, and the Question put, that a Provincial Brand be made for marking all Casks of Flour? *It passed in the Affirmative.*

A Motion was made, and the Question put, that no Miller grind any Wheat for Exportation, but what shall be clean, sound and merchantable, under the Penalty of *Forty Shillings*? *It passed in the Affirmative.*

Resolved, That the supplementary Act to the Flour Act, now read the second Time, be committed to *Robert Jones*, *Benjamin Vining*, and *John Kearsley*, in order to be drawn up, according to the Votes of this House.

Ordered, That *Nathaniel Newlin*, and *Benjamin Vining*, carry the Bill for regulating and establishing Fees, and the supplementary Act to the Act for Bills of Credit, to the Governor

for his Concurrence; also that they shall call upon the Mayor of *Philadelphia* for the *High-Street Ferry Bill*, Who return, and report, that they delivered the same to the Governor; who was pleased to say, he would consider the same in Council with the utmost Dispatch, but that on some urgent Business, the Council could not attend this Day; and that having called upon the Mayor for the said Ferry Bill, they were told he was not in Town.

The House went on in the Consideration of the Bill directing the Process of Summons, sent back from the Governor and Council, with Proposals of Amendment; and have debated the same, a Motion was made, and the Question put, that the said Bill stand as it is, and be accordingly sent again to the Governor for his Concurrence? *It passed in the Affirmative.*

The House went on the Consideration of the additional Act made to the Excise Bill, sent back from the Governor and Council, with Proposals of Amendment; and having debated the same, a Motion was made, and the Question put, that the said Bill stand as it is, and be accordingly sent again to the Governor for his Concurrence? *It passed in the Affirmative.*

Ordered, That *Nathaniel Newlin*, and *Benjamin Vining*, carry the Bill directing the Process of Summons against Freeholders, and the additional Act to the Excise Bill, back to the Governor, and desire his Concurrence, to have them passed as they are: Who return, and report, that they delivered the said Bills to the Governor, according to Order; who was pleased to enquire of them, if there were not some Provision made in relation to amending the Impost Bill.

Ordered, That *Francis Rawle*, and *Anthony Morris*, the Committee before appointed to draw up a Qualification for the Brewers, for the better enforcing the Making good Beer, and the Consumption of our own Produce, speedily prepare and bring in the same.

A Bill, intituled, *An Act for the Encouragement of Trade*, was read the third Time, and considered, Paragraph by Paragraph.

After Debate, a Motion was made, and the Question put, that *Five per Cent.* be paid out of the neat Proceeds of Goods imported, except as in the Bill? *It passed in the Negative.*

A Motion was made, and the Question put, that *Four per Cent.* be paid, &c. *It passed in the Negative.*

A Motion was made, and the Question put, that *Three per Cent.* be paid, &c. *It passed in the Affirmative.*

A Motion was made, and the Question put, that *Ten per Cent.* be allowed to the Collector for his collecting, &c. the Duty aforesaid? *It passed in the Affirmative.*

A Motion was made, and the Question put, that the said Bill, now read the third Time, and amended, do pass? *It passed in the Affirmative.*

Ordered, That the same be transcribed.

Ordered, That *Charles Read*, and *Anthony Morris*, carry the said Bill to the Governor after Transcription and Revising; and then the House adjourned till the Twenty-fifth Instant, at Three a Clock in the Afternoon.

The House met &c. and adjourned till Eight a Clock Tomorrow Morning.

The House met, &c.

The Members appointed to carry the Bill for the Encouragement of Trade to the Governor for his Concurrence, report that they delivered the same; and that the Governor was pleased to say, he would consider the same with the utmost Dispatch, together with the other Bills now lying before him.

The Bill for erecting or establishing a Ferry from *High-Street*, over *Schuylkill*, was read the third Time, and considered.

After Debate, a Motion was made, and the Question put, that the said Bill do pass? *It passed in the Affirmative.*

Ordered, That the same be transcribed.

The Speaker, according to the Resolve of the House, presented a Draught of the Conveniency of a Ferry over *Neshaminy* Creek, together with a Bill for the Settlement of it from his own Land; which Draught was viewed, and the Bill read the first Time, and ordered a second Reading.

Ordered, That *Robert Jones*, and *George Clough*, wait on the Governor, and inform him, that this House, wanting to come to a Conclusion, desire he would send the Bills to this House which lie before him for his Consideration; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

Benjamin Vining, a Member of this House, laid before the House the following Bills sent back from the Governor, with Proposals of Amendment to some of them, *viz.*

An additional Act to the Act, intituled, *An Act for laying an Excise or Duty on all Wine, Rum and other Spirits, retailed in this Province.*

An Act directing the Process of Summons against Freeholders, allowed: and

An Act for regulating and establishing Fees.

The Considerations of the Governor in Writing to the Act for regulating and establishing Fees, were read, and considered.

After Debate, a Motion was made, and the Question put, that the Fees of the Governor, Collector, and Naval-Officer, be left out of the Bill sent back from the Governor? *It passed in the Affirmative.* And the Bill was altered accordingly.

Ordered, That *Benjamin Vining*, and *Anthony Morris*, wait upon the Governor with the Bill for establishing a Ferry from *High-Street*, over *Schuylkill*, and desire his Concurrence; and that they present the Bill of Fees again to the Governor, and inform him, that the House having voted out the Clauses of the Governor's, Collector's, and Naval-Officer's Fees, do expect he will now pass the said Bill into a Law: Who return, and report, that they delivered the said Bills according to Order; and the Governor was pleased to say, he would consider the Bills, now lying before him, To-morrow; and as to the Bill of Fees, he would do as much as lay in his Power to have it pass into a Law.

The House entered on the Consideration of the Debts of this Province; and accordingly several Accounts of the Charges of *Indian Treaties*, and other Accounts, were read; and then the House adjourned till Eight a Clock To-morrow Morning.

The House met, &c.

The House entered on the Consideration of several Accounts of the Debts of this Province, in relation to *Indian Treaties*, &c.

Ordered, That the Account laid before this House last Year of the Charge of the Treaty at *Conestogoe* be read; which was read accordingly.

Ordered, That *Samuel Carpenter*, *Nathaniel Newlin*, and *Robert Jones*, be a Committee to inspect and settle the Accounts of *Indian Treaties*, &c. and make Report to this House with all Expedition possible; and that they take with them the Accounts of the *Indian Treaties* laid before the House last Year.

Francis Rawle, and *Anthony Morris*, according to Order, laid before this House a Supplement to the Act for making good Beer, &c. which was read the first Time, and ordered a second Reading.

Benjamin Vining presented to the House the Act prescribing the Forms of Declaration, &c. according to the Forms heretofore used in such Cases, sent back by him from the

Governor, with the Proposals of Amendment of the Governor and Council thereto; which Proposals of Amendment were read, and considered.

Charles Read, a Member of this House, presented the Account of *George Barclay*, left with him, for his Service as Clerk of the Council, which was read;

Ordered, That the same be given to the Committee of Accounts.

A Motion was made, and the Question put, that the said Act prescribing the Forms of Declaration, &c. be again sent to the Governor without Alteration? *It passed in the Affirmative.*

Ordered, That *John Swift*, and *Nathaniel Newlin*, carry the said Bill, prescribing the Forms of Declaration of Fidelity, &c. according to the Forms heretofore used in such Cases, again to the Governor; and inform him, that the House having voted the said Bill to stand as it was before presented, this House desires he will now be pleased to give his Concurrence to the same.

The Committee appointed laid before the House a Bill, intituled, *A Supplementary Act to the Act for making good Flour*, drawn up according to the former Resolves of this House, which was read the third Time, considered and amended, and recommitted to the Committee to be drawn up according to the Amendments now made.

A Motion was made, and the Question put, that the said Bills do pass, when drawn up according to the Amendments now made? *It passed in the Affirmative.*

Ordered, That *Charles Read* have Leave to be absent this Afternoon; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Governor was pleased to present to the House, by his Son *William Keith*, the following Bills, with Proposals of Amendments to all, excepting the Supplement to the Paper Money Bill, *viz.*

An Act for regulating and establishing Fees.

A supplementary Act to the Act for making current Bills of Credit.

An Act for the Encouragement of Trade, And,

An Act for establishing a Ferry over the River *Schuylkill*, at the End of the *High-Street* of *Philadelphia*; which Amendments were read.

John Swift, and *Nathaniel Newlin*, the Members appointed to carry the Affirmation Bill to the Governor, return, and

report, that they delivered the said Bill to the Governor; and that he was pleased to say, he would take Time to consider the same.

The House entered on the Consideration of the Proposals of Amendment made by the Governor and Council to the Bill for regulating and establishing Fees; which Amendment being read, and considered, a Motion was made, and the Question put, that the said Bill of Fees be sent back to the Governor as it was before presented to him? *It passed in the Affirmative.*

The Proposals of Amendments of the Governor and Council to the Bill for the Encouragement of Trade, were read, and considered.

A Motion was made, and the Question put, that the said Act for Encouragement of Trade be sent back to the Governor as it was before presented to him? *It passed in the Affirmative, N. C. D.*

The Proposals of Amendment to the *Schuylkill Ferry* Bill were read, and conceded to.

A Motion was made, and the Question put, that the said Bill be sent again to the Governor, as now amended, according to the Proposals of Amendment by the Governor and Council? *It passed in the Affirmative, N. C. D.*

Ordered, That *John Swift*, and *Anthony Morris*, carry the following Bills to the Governor, and request the Governor that he would now give his Concurrence to the same; that they particularly desire him, to pass the Bill of Fees, since it is so much the Mind of the House, and according to the Petitions of the People; and that they enquire of the Governor, if he has finished his Deliberations on the Bill for making Country Produce a lawful Tender, *viz.*

The Bill for regulating and establishing Fees.

The Bill for Encouragement of Trade, And,

The Bill for the Ferry over *Schuylkill*.

And then the House adjourned till Eight a Clock Tomorrow Morning.

The House met, &c.

The Members appointed last Night to wait on the Governor, with three Bills, and to request that he would pass the same without Alteration, report, that they delivered the same accordingly; and that the Governor, after some Discourse, was pleased to give his Assent to the same, and returned them to this House by the same Members. They further report, that the Governor requested of the House, that they would take Care, in relation to the Charge accrued, in gain-

ing the royal Assent to the Act for Advancement of Justice, in *England*, which Charge has been long due, and the Governor's Agent, for the Credit of this Province, has advanced *Forty Pounds* for the same, which is yet unpaid.

Ordered, That the same be referred to the Committee of Accounts for *Indian Treaties*, &c.

A supplementary Act to the Act for the Making good Beer, &c. was read the second Time, and considered.

After Debate, a Motion was made, and the Question put, that the said Bill do pass, in order for a third Reading? *It passed in the Affirmative*.

The Petition against Ministers of Justice having Plurality of Places, &c. was read the second Time, and considered.

Resolved, That the said Petition be laid aside, there being Provision already made in the Law, that seems, in a large Measure, to answer the Prayer of the Petitioners.

Resolved, That this Afternoon the House enter on the Consideration of the Governor's Support for the current Year; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Petition of several Inn-holders and Tavern-keepers of the City of *Philadelphia*, setting forth, that the Methods now in Force for levying the Duties or Excise on strong Liquors, &c. are attended with many Difficulties, and praying, that the said Excise be lett or farmed out to the Petitioners, and others, at a certain Rent *per Annum*, &c. was presented to the House, and read, and ordered to lie on the Table.

The Committee ordered to inspect the Accounts of *Indian Treaties*, &c. made their Report, which was read, and referred to be considered another Time.

The Governor was pleased to send down again to this House the Bill for making several Species of the Product of this Province a lawful Tender; together with his Thoughts on the same Bill in Writing; which were read, and considered.

After Debate, a Motion was made, and the Question put, that the said Bill be sent back again to the Governor, and his Concurrence desired to have it pass as it was before presented? *It passed in the Affirmative*. And then the House adjourned till Eight a Clock To-morrow Morning,

The House met, &c.

A Motion was made, and the Question put, that the Mind of the Governor be known, in relation to the Bill for alter-

ing the present Affirmation, now lying before him? *It passed in the Affirmative.*

The Governor was pleased to present to the House, by his Son *William Keith*, the Bill for altering the Forms of the Declaration of Fidelity, &c. which had been sent to him for his Concurrence; together with his Thoughts of Amendments to the said Bill; which Proposals of Amendment: were read, and considered.

A Motion was made, and the Question put, that the Governor's Proposals of Amendment to the said Bill, be comply'd with (in Part of the first Paragraph) *It passed in the Negative.*

A Motion was made, and the Question put, that the Governor's Proviso (in the first Paragraph) be complied with, and accordingly added in the Bill? *It passed in the Negative.*

A Motion was made, and the Question put, that the said Bill, prescribing the Forms of Affirmation, &c. instead of the Forms heretofore used, &c. be returned back to the Governor; and that he be desired to give his Concurrence to the same as it was before presented? *It passed in the Affirmative.*

Ordered, That *Francis Rawle*, and *Nathanial Newlin*, wait upon the Governor with the Bill for prescribing the Forms of Affirmation, Declaration, &c. instead of the Forms heretofore used; and the Bill for making Country Produce a lawful Tender; and desire of the Governor that he would give his Concurrence to the same, as they were before presented: Who return, and report, that they delivered their Message, and the Bills, to the Governor, according to Order; and that the Governor was pleased to say, he would consider the same, and return them to this House in the Afternoon; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Governor was pleased to send back again to this House, by his Son *William Keith*, the Bill for making Country Produce current Pay, with his Allowance to the same, on Condition; and the Bill prescribing the Forms of Declaration, &c. instead of the Forms heretofore used, together with his further Thoughts on the said Bill in Writing, requesting a Sight of the Petition upon which the said Bill was admitted to be drawn up; and that, if this House still insists on it, they would appoint a Day when this House will confer with the Governor on the same.

Ordered, That *Samuel Carpenter*, and *Thomas Yardley*, carry the Petitions which were presented to this House, for Ease in the present Affirmation, to the Governor, according to his Request: Who return, and report, that they delivered the said Petitions to the Governor accordingly.

After a further Consideration of the Governor's Thoughts on the Affirmation Bill,

Ordered, That *Robert Jones*, and *Charles Read*, wait upon the Governor, and acquaint him, that this House are ready, at any Time the Governor shall please to appoint, to confer with him, in relation to the said Bill: Who return, and report, that they had waited on the Governor with their Message; and that the Governor was pleased to appoint To-morrow Morning for the Conference aforesaid, at which Time he would inform this House of the Place.

The Members appointed to draw up the Supplement to the Flour Act, according to the Amendments on the third Reading, laid the same before the House, in order to be passed, which were again read, and considered.

A Motion was made, and the Question put, that the said Bill do pass? *It passed in the Affirmative*.

Ordered, That the same be transcribed.

The Bill, intituled, *A supplementary Act to the Act for making good Beer*, was read the third Time, considered, and amended.

A Motion was made, and the Question put, that the said Bill do pass? *It passed in the Affirmative*.

Ordered, That the same be transcribed. And then the House adjourned till Eight a Clock To-morrow Morning.

The House met, &c.

A Letter was brought into the House by the Door-keeper, directed to the Speaker, from the Governor; and the Speaker was pleased to certify to the House, that it contained the Governor's Appointment of a Conference with him at his own House, at Eleven of the Clock this Morning.

Ordered, That *Benjamin Vining*, and *John Sotcher*, wait upon the Governor with the Speaker's Message in Writing, that this House will be ready to wait on the Governor at the Time and Place the Governor was please to appoint: Who return, and report, that they delivered their Message accordingly.

Ordered, That *Robert Jones*, and *Thomas Yardley*, wait upon the Governor with the following Bills, and desire his Concurrence to have them passed into Laws, *viz.* A supplementary Act to the Act for making good Beer, &c. and the supple-

mentary Act to the Act for making good Flour: Who return, and report, that they delivered the said Bills according to Order.

The House entered, on the Consideration of the Matters now to be debated on in the Conference with the Governor; and having come to a Resolution, the whole House, with the Speaker, went accordingly to the proposed Conference; and being returned, the Speaker repeated to the House the Reasons which the Governor had urged, in the Debate of the said Bill for prescribing the Forms of Declaration, &c. instead of the Forms heretofore prescribed, upon which the Conference was founded; and, after some Debate, a Motion was made, and the Question put, that the said Bill, and the Reasons and Arguments of the Governor, be further considered at the next Adjournment? *It passed in the Affirmative.* And then the House adjourned till three a Clock this Afternoon.

The House met, &c.

A Motion was made, and the Question put, that the Bill for regulating and establishing Fees be referred to the next Adjournment? *It passed in the Negative.*

Ordered, That *Samuel Carpenter*, and *Joseph Kirkbride*, wait on the Governor, and request him, that he will be pleased to appoint some of his Council to revise the ingrossed Bills he has been pleased to give his Concurrence to: Who return, and report that they delivered their Message, according to Order; and that the Governor was pleased to say, he would immediately order two of his Council to attend the Revising the said Bills immediately.

The House went on the Consideration of the Governor's Support for the current Year.

A Motion was made, and the Question put, that the Support of the Governor for the current Year be in one Sum? *It passed in the Affirmative.*

A Motion was made, and the Question put, that *One Thousand Pounds* be disposed of out of the Publick Treasury for the Support of the Governor for the current Year? *It passed in the Affirmative.*

Ordered, That *Charles Reed*, and *John Kearsley*, wait upon the Governor, and inform him, that this House having taken into Consideration his Support, have voted *One Thousand Pounds* to be disposed of to him out of the Provincial Treasury for the current Year: Who return, and report, that they delivered their Message to the Governor, according to Order; and that he was pleased to thank the Speaker, and the House, for the Provision made for his Support aforesaid.

Ordered, That *Samuel Carpenter*, and *Joseph Kirkbride*, revise the Bills with the Members of Council.

Ordered, That *Anthony Morris*, and *Joseph Pennock*, wait on the Governor, and request if he will be pleased to be waited on by this House, in order to have the ingrossed Bills passed into Laws? Who return, and report, that the Governor was now ready to attend for the said Purpose: Accordingly the Speaker, with the whole House, waited on the Governor; and being returned, the Speaker reported, that he had presented the Governor with an Order of this House on the Provincial Treasurer; who was pleased to thank the House for the same; and that the Governor was pleased to give his Assent to the following Bills, and accordingly passed them into Laws, *viz.*

1. *An Act directing the Process of Summons against Freeholders.*

2. *A supplementary Act to the Act, intituled, An Act for emitting and making current Fifteen Thousand Pounds, in Bills of Credit.*

3. *An additional Act to the Act, intituled, An Act for laying an Excise or Duty on all Wine, Rum and other Spirits, retailed in this Province.*

4. *An Act for Encouragement of Trade.*

5. *An Act for regulating and establishing Fees.*

6. *A supplementary Act to the Act, intituled, An Act to prevent the Exportation of Flour not merchantable.*

7. *A Supplement to the Act, intituled, An Act for the Making good Beer, &c. And,*

8. *An Act for establishing a Ferry over the River Schuylkill, at the End of High-Street, Philadelphia.* And then the House adjourned till the sixth of May at Three a Clock in the Afternoon.

THE House met pursuant to their Adjournment.

Ordered, That *Robert Jones*, and *John Sotcher*, wait upon the Governor, and acquaint him, that the House being met, according to Adjournment, are ready to receive and consider any Thing he shall be pleased to lay before them; and then the House adjourned till Eight a Clock To-morrow Morning.

The House met, &c.

The Members appointed last Night to wait on the Governor, return, and report, that they delivered their Message to the Governor, according to Order; and that he was pleased to say, he hoped the House would go on to dispatch the Business now before them; and that he would send a Message to the House this Day.

The Petition of the Register General of this Province, praying to be heard in relation to the Fees of his Office; was presented to the House, and read, and ordered to lie on the Table.

A Motion was made, and the Question put, that *One Hundred Pounds* be allowed as a Salary to *David Lloyd, Esq*; for his Services as Chief Justice of this Province for the current Year? *It passed in the Affirmative.*

A Motion was made, and the Question put, that *Fifty Pounds* be allowed to *Robert Asheton*, one of the Judges of the Supreme Court of this Province, as a Salary for the current Year? *It passed in the Affirmative.*

A Motion was made, and the Question put, that *Andrew Hamilton*, Attorney General of this Province, be allowed *Sixty Pounds* as a Salary for the current Year? *It passed in the Affirmative.* And then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Petition of several Inhabitants of the County of *Bucks*, desiring that the Court-house and Prison of *Bristol* may be removed to some more convenient Place; was presented to the House, and read, and ordered to lie on the Table.

The Petition of several Inhabitants of the County of *Bucks*, praying, that the Commissioners may be chosen Yearly; was presented to the House, and read, and ordered to lie on the Table.

The Petition of several Inhabitants of the County of *Bucks*, requesting Leave to erect a new Court-house and Prison in the Town of *Bristol*; was presented to the House, and read, and ordered to lie on the Table.

A Message was presented to the House, from the Governor, by Doctor *Baird*, That the Governor desires the Attendance of this House forthwith at the Court-house: And the Speaker, and whole House, waited on the Governor accordingly; and being returned, the Speaker reported, that the Governor was pleased to make a Speech to this House, a Copy whereof he was presented with, which was read, and is as follows.

Mr. Speaker, and Gentlemen of the Assembly,

"I HEARTILY congratulate you upon the Success of those Measures which you have lately taken to revive the Spirit of Trade and Commerce in this Colony; and I doubt not but you are come up, at this Time, with an unanimous Disposition to forward and promote the same to the utmost of your Power.

The Share which I myself have had in that Service ,will, I am perswaded, convince every honest Man of my disinterested and sincere Intentions to serve you and the People whom you represent. And if I have been wanting to go such Lengths in some Particulars as were desired, I hope the Reasons which were laid before you, to justify that Part of my Conduct, were such as gave Satisfaction to all those who love Moderation, and do not desire to do to others what they would not have done to themselves.

Gentlemen, I take this Opportunity to thank you for granting me the usual Allowance towards the Support of my Administration for the current Year; but if you find yourselves inclined to follow the honourable as well as most justifiable Practice of our neighbouring Governments, I still hope that my Services Abroad, both to the Southward and Eastward, during these last two Years, and more particularly the uncommon Fatigues I have undergone this Winter, in order to bring your Resolutions, for the Good of your Country, unto a happy Conclusion, will deserve some further Consideration at your Hands.

This I have Reason to believe is what the Generality of the People expect, as a Testimony that their Governor never will be a Loser, nor that he can be at any Time deceived, by putting an entire Confidence in their Representatives."

The Report of the Committee, appointed to inspect the Accounts of the *Indian* Treaties, &c. of the *Twenty-eighth of March*, being read,

Ordered, That the said Report be read, and considered, Paragraph by Paragraph.

A Motion was made, and the Question put, that the first Article of the said Report, of *Twenty-six Pounds, Three Shillings*, Expence of the Governor, be allowed? *It passed in the Affirmative*.

A Motion was made, and the Question put, that some Allowance be made for the Governor's Expences in his Journey to *Albany*, &c. and added to the *Twenty-six Pounds, Three Shillings*, already voted? *It passed in the Negative*. And then the House adjourned till Eight a Clock To-morrow Morning.

The House met, &c.

Ordered, That *Robert Jones*, and *Hugh Evans*, have Leave to be absent this Day,

The House entered on the Consideration of the Accounts of *Indian* Treaties, &c.

A Motion was made, and the Question put, that *James Logan's Account of Indian Treaties*, now exhibited to this House, be allowed? *It passed in the Affirmative.*

A Motion was made, and the Question put, that *Fifteen Pounds* be allowed to *James Logan* for his Trouble in his Journey to *Conestogoe*, &c. *It passed in the Negative.*

A Motion was made, and the Question put, that *Twelve Pounds* be allowed to *James Logan* for his Trouble in his Journey to *Conestogoe*, &c. *It passed in the Affirmative.*

The whole Account of *James Logan* amounts to *One Hundred Twenty-eight Pounds, Eight Shillings, and Eight-pence*, as Balance due, including the *Twelve Pounds* last allowed.

A Motion was made, and the Question put, that *Fifty Pounds* be allowed to the present Speaker, as some Recompence for his former Provincial Services? *It passed in the Affirmative, N.C.D.*

Resolved, That *George Barclay's Account of Three Pounds, Fifteen Shillings*, for one Quarter's Salary, as Clerk of the Council, be allowed; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The House entered on the Consideration of the Accounts of *Indian Treaties*.

John Cartlidge's Account being read,
Ordered, That the same be laid aside.

A Motion was made, and the Question put, that *John Taylor*, Sheriff of *Chester County*, have some Allowances for his Charge and Trouble, in relation to the *Cartlidges*? *Passed in the Affirmative.*

A Motion was made, and the Question put, that *Eleven Pounds* be allowed to *John Taylor*, Sheriff of *Chester County*, for his Services in attending *James Logan*, and Colonel *John French*, Commissioners in the Affair of the *Cartlidges*? *It passed in the Affirmative.*

A Motion was made, and the Question put, that *Eight Pounds* be allowed to *John Taylor*, Sheriff of *Chester County*, for his Services in summoning and subpœnaing nine Evidences relating to the *Cartlidges*, and *Thirty Shillings* to *John Musgrove* for taking *William Wilkins*, and bringing of him to *Chester*? *Passed in the Negative.*

A Motion was made, and the Question put, that *Six Pounds* be allowed to the said Sheriff of *Chester County*, for the said Summons and Subpœna's, about the *Cartlidges*, and *Thirty Shillings* to *John Musgrove*, for taking *William Wilkins*? *Passed in the Affirmative.*

A Motion was made, and the Question put, that *Richard Hill's* Account of Disbursements, over and above the Allowance made for the Expedition to *Albany*, to the Value of *Twenty-three Pounds*, be allowed? *It passed in the Affirmative, N.C.D.*

Ordered, That the Clerk transcribe the Laws passed in this Session of Assembly, in order for the speedy Printing of the same; and then the House adjourned till Eight a Clock To-morrow Morning.

The House met, &c.

The House entered on the further Consideration of the Accounts of *Indian Treaties*, &c.

Resolved, That *Charles Read*, and *Nathaniel Newlin*, give the Thanks of this House to the Governor, and the Gentlemen of the Council, for their good Management and Conduct in the Treaty with the Chiefs of the *Five Nations* of *Indians* at *Albany* last Summer.

The Petition of divers Inhabitants of the City of *Philadelphia*, setting forth the Hardships they lie under in not being admitted to be relieved by the Loan-Office of this Province, because their Estates are on Ground-rents, and praying Redress; also desiring that *Ten* or *Fifteen Pounds* more, in Bills of Credit, be struck, and added to the Money now emitting; was presented to the House, and read, and immediately debated.

A Motion was made, and the Question put, that a Supplement be made to explain and amend some Articles in the Act for emitting and making current Bills of Credit? *It passed in the Negative.*

The Members appointed to give the Thanks of this House to the Governor, and the Members of Council, who attended him in his Journey to *Albany*, return, and report, that they had delivered their Message of Thanks to the Governor, &c. accordingly; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

After Debate, a Motion was made, and the Question put, that a further Sum of Money be struck in Bills of Credit, to answer the Want of the Province, and the Mind of the Petitioners for that Purpose? *It passed in the Negative.*

Ordered, That *Samuel Carpenter*, and *Anthony Morris*, go to *Owen Roberts*, the Collector, and acquaint him, that the House expects he will get his Accounts ready to lay before this House To-morrow Morning.

A Motion was made, and the Question put, that *Fifteen Pounds* be allowed to *James LeTort*, for his Trouble as Interpreter at the Treaty at *Albany*, and other Services? Passed in the Affirmative.

The Representation of *Robert Asheton*, Prothonotary of the Common Pleas of *Philadelphia*, setting forth the Detriment sustained by the late Act for regulating Fees, so that his Office is rendered scarce worth the Trouble and Attendance is necessarily requires, and praying suitable Relief in the Premises to himself, and all Officers, subject to the same Inconveniencies; was presented to the House, and read, and ordered to lie on the Table.

After Debate on the Affirmation Bill, a Motion was made, and the Question put, that the said Bill be laid aside, for the present, till it shall be re-assured by the Assembly for further Consideration? *It passed in the Affirmative*. And then the House adjourned till Eight a Clock To-morrow Morning.

The House met, &c.

Resolved, That *Andrew Bradford's* Account of Charge for Printing, Paper, &c. amounting to the Sum of *One Hundred and Seventy-three Pounds*, be allowed.

John Kearsley, a Member of this House, had Leave to present a Bill, intituled, *An Act for the better and more effectual putting in Execution an Act of Assembly of this Province*, intituled, *An Act for emitting and making current Bills of Credit*, which was read; and, after some Debate, a Motion was made, and the Question put, that the said Bill now read shall pass for a first Reading? *It passed in the Affirmative*.

Ordered, That the said Bill be read a second Time this Afternoon.

A message in Writing was delivered to the House from the Governor, which was read, and is as follows.

Mr. Speaker, and Gentlemen of the Assembly,

"I UNDERSTAND that Application hath been made to your House, in Behalf of such of the Inhabitants of this City, who, possessing good Houses and Tenements upon Ground-rent, cannot be admitted to borrow any Money out of the Loan-Office; Now whatever Construction the Lawyers and much better Judges may put upon the Words of the Law, I must declare, for my own Part, that I never intended, by passing that Act, to exclude all those industrious and frugal Inhabitants, who have chiefly contributed to the Conveniency and Enlargement of this City: If therefore you should find that the Act itself is so unhappily worded as to make that

Exclusion, I do think it not only just, but even necessary, that the Majority of the Inhabitants of this City be relieved by an explanatory Bill, to which I am ready to give my Concurrence."

May 10, 1723

Andrew Bradford, being sent for, agreed with this House for printing the Laws of this Session of Assembly at the Price of *Thirty Shillings per Sheet*, and obliged himself to deliver eighty Books, accounting the Charge of folding and stitching them in blue Paper.

Ordered, That *Charles Read*, a Member of this House, wait on the Governor, and acquaint him, that they having read and considered his written Message, are preparing a Bill for that Purpose, and hope to dispatch the same to the Governor's Hand's, for his Concurrence, To-morrow Morning; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Member appointed to wait on the Governor, returned, and reported, that he had waited on the Governor, according to Order, and delivered his Message; who was pleased to say, he was well pleased the House had considered his Message, and had fallen on a Method to relieve the Petitioners therein mentioned, and that he would attend in order to have it compleated, but desired the House would dispatch it To-morrow in the Forenoon

A Bill, intituled, *An Act for the better and more effectual putting in Execution, An Act of Assembly of this Province*, intituled, *An Act for the emitting and making current Fifteen Thousand Pounds in Bills of Credit*, was read the second Time, considered, and amended.

A Motion was made, and the Question put, that the said Bill, now read the second Time, do pass accordingly for a second Reading? *It passed in the Affirmative.*

Isaac Norris's Account of Expenses and Disbursements, in Cash on his Journey to and from *Albany*, amounting to the Sum of *Six Pounds, Seventeen Shillings, and Eight-pence*, being read,

Resolved, That the said Account be allowed, and ordered accordingly.

Samuel Carpenter, and *Anthony Morris*, the Committee of Accounts, having delivered their Report of the Publick Accounts in Writing to the Speaker, it was ordered to be read, and is as follows.

WE the Committee appointed to settle the Publick Accounts, report, that we have settled with *Owen Roberts*, Collector of the Impost, and Duty on *Negroes*, &c. and the Sums carried to the Credit of the Province are as follows, *viz.*

Impost on Rum, Wine, Melasses, and Duty of <i>Negroes</i> , from the 17th of <i>July</i> 1722, to the 12th of <i>November</i> , 1722,	}	£	485	7	6½
Balance of the last Account settled with the Committee,					
			653	12	8¾
			<hr/>		
		£	1139	0	2¼
Of which he hath paid to the Treasurer <i>per</i> his Account,		£	170	5	1¼
An to George Gray, for the Governor and Company's Expences at the Ferry, in two Journies to <i>Conestogoe</i> ,	}		5	7	2
			<hr/>		
			175	12	3¾
			<hr/>		
Balance due,		£	963	7	11¼

We have also settled the Treasurer's *Samuel Preston's* Account. The total Debt of the Province for all Orders issued since the last Settlement, made the 31st of *December*, 1722, is *One Thousand Pounds*, which, with the Balance of Account of *Indian Treaties*, *Thirty-four Pounds, Nine Shillings, and Five-pence*, and *Fifty-one Pounds, Fourteen Shillings, and Six-pence*, Commissions, at *Five per Cent.* with *One Thousand, Six Hundred, Fifty-three Pounds, Sixteen Shillings, and One-penny*, Balance due for former Orders or Accounts with the Treasurer, makes the Debt of the said Account of the Treasurer *Two Thousand Seven Hundred, and Forty Pounds*; towards Payment of which Sum he hath received from the Collector *One Hundred and Seventy Pounds, Five Shillings, and One Penny Three Farthings*; and from the Trustees of the Loan-Office, *Two Thousand Five Hundred Pounds*. Balance due from the Province in full of all Orders issued to the 30th Day of *March*, 1723, is *Sixty Nine Pounds, Fourteen Shillings, and Eleven-pence*. There remains due a Balance in the Collector's Hands, *Nine Hundred and Sixty-three Pounds, Seven Shillings, and Eleven-pence Farthing*, and the Entries of Rum, Wine, Melasses and *Negroes*, since the 12th of *November* last past. All which is humbly submitted to the Correction of the House.

SAMUEL CARPENTER, sen.
ANTHONY MORRIS.

And then the House adjourned till Eight a Clock. To-morrow Morning.

The House met, &c.

Ordered, That the Minutes of Yesterday be read, which were read accordingly.

The Bill, intituled, *An Act for the better and more effectual putting in Execution An Act*, intituled, *An Act for the Emitting and making current Fifteen Thousand Pounds in Bills of Credit*, was read the third Time, considered and amended.

Ordered, That the said Bill, now read the third Time, be committed to *John Kearsley*, and *Isaac Taylor*, in order to be drawn up accordingly.

Bentley Cook's Account for Wood, and the Use of his House for the Assembly, amounting to the Sum of *Twelve Pounds, Four Shillings, and One Penny*, being read.

Resolved, That the said Account be allowed, and Payment thereof was ordered accordingly.

Resolved, That *Peter Evans* be allowed *Five Pounds* for his Services to this House.

A Motion was made, and the Question put, that *Twelve Pounds* be allowed to the Attorney General for his immediate Services to this House? *It passed in the Affirmative*.

Resolved, That *Samuel Carpenter*, be allowed his Salary of *Thirty Pounds* for the current Year, for his Service of being the Searcher and Brander of Flour in this Province.

The Committee appointed laid before the House the Bill, intituled, *An Act for the better and more effectual putting in Execution the Act for Paper Money*, drawn up according to Order.

After Debate, a Motion was made, and the Question put, that the said Bill do pass? *It passed in the Affirmative*.

Ordered, That the same be transcribed.

Resolved, That *John Eyers* be allowed his Salary of *Five Pounds* for the current Year, and Payment thereof was ordered accordingly; and then the House adjourned till Two a Clock this Afternoon.

The House met, &c.

The Account of *Andrew Hamilton*, of Monies expended on account of the Publick, in his Journey to *Albany*, amounting to the Sum of *Eight Pounds*, was read;

Resolved, That the said Account be allowed.

The Account of the Clerk for his immediate Services being read, amounting to *Thirty Pounds, Three Shillings*.

Resolved, That the said Account be allowed.

The Bill for explaining the Paper Money Act being transcribed, the Speaker, with the whole House, waited on the Governor with the same, for his immediate Concurrence; and being returned, the Speaker reported, that the Governor was pleased to give his Assent to the same, and pass it according into a Law.

After Debate, a Motion was made, and the Question put, that the Sum of *One Hundred Pounds*, left in the Treasurer's Hands, out of *One Hundred and Fifty Pounds* formerly voted for the Service of this Province, in *Great-Britain*, be drawn out of the Treasurer's Hands, by Order of this House, for other Services? *Passed in the Affirmative.*

Ordered, That *Andrew Bradford* deliver the Laws of this Session, when printed, to *Charles Read*.

The Account of *Nicholas Rosogan*, for his Service as Door-keeper of this Assembly, and some Expences, amounting to the Sum of *Eleven Pounds, Five Shillings*, being read;

Resolved, That the said Account be allowed.

Ordered, That the Speaker sign the Orders on the Provincial Treasurer for the several Sums allowed by this House, And,

Ordered, That the Speaker sign Tickets to the Members of the Time of their Service, and that the Clerk sign the Speaker's Ticket; which was done. *And then the House rose.*

At an ASSEMBLY held in PHILADELPHIA, the Fourteenth Day of OCTOBER, ANNO DOMINI, 1723.

The Names of the Representatives of the Freemen of the Province of *Pennsylvania*, elected to serve in Assembly for the ensuing Year, according to the Returns of the Sheriffs of the respective Counties, *viz.*

Philadelphia County.	Bucks County.	Chester County.
<i>Anthony Morris,</i>	<i>Jeremiah Langhorne,</i>	<i>Thomas Chandler,</i>
<i>Morris Morris,</i>	<i>William Biles,</i>	<i>Samuel Levis, jun.</i>
<i>Mathias Holston,</i>	<i>Thomas Watson,</i>	<i>Samuel Nutt,</i>
<i>John Swift,</i>	<i>Matthew Hughes,</i>	<i>John Crosby,</i>
<i>Francis Rawle,</i>	<i>Joseph Fell,</i>	<i>Moses Key,</i>
<i>Benjamin Vining,</i>	<i>Christian Vanhorn,</i>	<i>William Webb,</i>
<i>Job Goodson,</i>	<i>Abraham Chapman,</i>	<i>Joseph Pennock,</i>
<i>Samuel Hudson.</i>	<i>Benjamin Jones.</i>	<i>David Lloyd,</i>
		Speaker.

City of Philadelphia
John Kearsley, Thomas Redman.

A QUORUM of the Representatives being met, as the Law and Charter of Privileges directs, proceeded to choose their Speaker; and *David Lloyd*, Esq; was *Nemine Contradicente*, elected Speaker of this Assembly, who was accordingly placed in the Chair.

Ordered, That *Benjamin Vining*, and *John Kearsley*, wait upon the Governor, and acquaint him, that a Quorum of the Representatives are met, have choose their Speaker, and desire to know when he will be pleased to be attended by the House, in order to present him; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Members appointed Yesterday to wait upon the Governor report, that they had done their Message accordingly; and that he was pleased to say, he would sent the House Notice when he would be attended by them.

The Petitions of sundry Persons for the Clerk's Place were read in Order, and considered; and *Thomas Leech* was chosen by a Majority.

A Message was sent from the Governor, by his Secretary, That he expects the Attendance of the House forthwith: And accordingly the Members went to wait on the Governor, to present their Speaker. The House being returned, the Speaker resumed the Chair, and reported, That they had waited on the Governor, who was pleased to approve him; and that he had, in the Name of the House, requested, that, on all Occasions, they might have free Access to the Governor's Person; that he would be pleased to put a favourable Construction on their Words and Actions; and also, that this House may be protected from all Insults and Abuses; and that the Governor was pleased to say, he would be ready at all Times to protect them in their just Rights and Privileges; and then the House adjourned till Four a Clock this Afternoon.

The House met, &c.

The Members present subscribed the Qualification appointed by an Act of Assembly of this Province, intituled, *An Act to ascertain the Number of Members of Assembly, and to regulate the Elections*; and also the Abjuration appointed by an Act of Parliament of the First of King GEORGE; first, the Speaker in his Chair, and, after him, the Members in their Course as follows, viz. *David Lloyd* Esq; Speaker, *Anthony Morris*, *Morris Morris*, *Matthias Holston*, *John Swift*, *Francis Rawle*, *Benjamin Vining*, *Job Goodson*, *Samuel Hudson*, *John Kearsley*, *Thomas Redman*, *Jeremiah Langhorne*, *Thomas Watson*,

Matthew Hughes, Joseph Fell, Christian Vanhorn, Abraham Chapman, Benjamin Jones, Thomas Chandler, Samuel Levis, junior, Samuel Nutt, John Crosby, Moses Key, William Webb, and Joseph Pennock; and then the Members took their Seats in the House; and the Clerk took his Qualification, viz. the Abjuration appointed by the Act of Parliament of the first of King GEORGE; as also to keep the Secrets of the House, and faithfully to discharge the Office of Clerk according to the best of his Ability.

Ordered, That *Benjamin Vining*, and *Anthony Morris* be appointed to acquaint the Provincial Treasure, that this House orders his and the Collector's Accounts to be ready to be laid before this House at their next Meeting.

Ordered, That *Jeremiah Langhorne*, and *Samuel Hudson*, wait on the Governor, to acquaint him, that the House are inclined to adjourn till the Fourth of *November* next: Who return, and report, that they had delivered their Message, according to Order; and that the Governor approves of the Time of Adjournment; and then the House adjourned till the Fourth of *November* next.

THE House met pursuant to their Adjournment.

William Biles, chosen and returned to serve in this Assembly for the County of *Bucks*, being absent when the Members subscribed the Qualifications, desires Leave now to be qualified; who accordingly read and subscribed the Qualifications by Law appointed, and then took his Seat in the House.

Ordered, That *Francis Rawle*, and *Morris Morris*, wait on the Governor, and acquaint him, that a Quorum of the Representatives are met, and desire to know if he has any Thing to lay before the House; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Members appointed to wait on the Governor, report, that he was not come to Town.

The Members appointed to acquaint the Provincial Treasurer and Collectors, that the House ordered them to have their Accounts ready, report, that they had delivered their Message accordingly.

The Petition of sundry Freeholders and Inhabitants of the City and County of *Philadelphia*, setting forth, That the Bills of Credit, already struck are found far short of answering as running Cash, &c. and not sufficient to supply one fourth Part of the Inhabitants that are in Want, and have good Security to give, and praying that a further Supply may be struck; was

presented to the House, and read, and ordered to lie on the Table.

John Crosby had Leave to be absent this Afternoon upon an extraordinary Occasion; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

Ordered, That *Jeremiah Langhorne*, and *Job Goodson*, go again to the Provincial Treasurer and Collectors, and know when they will have their Accounts ready to lay before this House: Who return, and report, that *Samuel Preston* and *Owen Roberts* were together, and said they were not then fully prepared, but would attend this House in the Morning; and that *Charles Read* was out of Town.

Ordered, That *Francis Rawle* and *Benjamin Vining*, and *Anthony Morris*, go to *Charles Brockden*, and know of him what Demands came to the Loan-Office more than the Sum of Paper Currency Struck, and after it was emitted: Who return, and report, that *Charles Brockden* begs Leave of this House to bring in a Representation of that Affair, To-morrow Morning; which the House granted.

Resolved, That the Rules of this House, be read To-morrow Morning; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Members appointed to wait on the Governor, report, they had delivered their Message accordingly; and that the Governor was pleased to say, he would take an Opportunity To-night, or To-morrow Morning, to lay before this House what he thought fit, at this Time, to communicate.

Ordered, That *Anthony Morris*, and *Samuel Hudson*, acquaint the Provincial Treasurer, and Collectors, the House waits for their Accounts: Who return, and report, the Treasurer will attend the House immediately. Who accordingly came to the House, and delivered his Accounts at the Table.

Resolved, That *Benjamin Vining*, *Anthony Morris*, *William Biles*, and *William Webb*, be a Committee to settle and adjust the Publick Accounts with the Provincial Treasurer, and Collectors, and that they have Power to send for Persons and Papers, and made Report to this House on or before the ninth Instant; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

Francis Rawle, presented to the House *Charles Brockden's* Representation of the State of the Loan-Office, at and after

the Emitting the Paper Currency, which was read, and ordered to lie on the Table.

A Message from the Governor, by Doctor *Baird*, desiring the Attendance of the Speaker with the whole House immediately, at the Court-House: Accordingly the Speaker, with the whole House, attended on the Governor; and being returned, the Speaker resumed the Chair, and reported, that the Governor had been pleased to make a Speech to this House, a Copy of which he had received, and being read, is as follows, *viz.*

Mr. Speaker, and Gentlemen of the Assembly,

“YOUR Resolution to proceed early, and with Dispatch, to Business, was very acceptable to me, since it puts it in our Power to supply the People Necesitys, and answer their reasonable Expectations, without the Bruthen of tedious long Sessions at a less seasonable Time of the Year.

The Alteration lately made in your Currency, makes it, in my Opinion, necessary that you shew yourselves more anxious then heretofore about enriching the Provincial Treasury, which will not only be the best Guard against any Accident which may affect the Publick Credit, but will also enable you at all Times to use effectual Means for supporting it, and delivering Trade from the Incumbrances which otherwise must unavoidably be laid upon it from Time to Time.

When the Deliberations of an Assembly are governed as they ought by a publick Spirit, it will naturally beget Unanimity and Concord; for as plain Honesty, labouring under a Mistake, is very desirous of Information, and readily yields its Assent to Conviction so a good Judgement of one's own Interest will, on many Occasions, prudently lead Men of different Sentiments in to be of one Mind.

Gentlemen, the Course of your Proceedings will, probably, afford me Opportunities of speaking more particularly to some Things; but, in general, you may be assured of my ready Disposition to concur with you in whatsoever shall appear to be rightly intended for the Advancement of Trade, and the Prosperity of the Province.”

Then the House resolved itself into a Committee of the whole House, to consider of the Governor's Speech; and, after some Time spent therein, *John Swift*, Chairman of the said Committee reported, that they had made some Progress therein, and directed him to move they may have Leave to sit again.

Resolved, That this House will, To-morrow Morning, at Ten a Clock, resolve itself into a Committee of the whole House, to consider further of the Governor's Speech; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

An then the House, according to the Order of Yesterday, resolved itself into the said Committee, to consider further of the Governor's Speech; and, after some Time spent, the Chairman, by Order of the Committee, moved for Leave to sit again; which is granted; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

John Swift reported from the Committee of the whole House, to whom was referred the Consideration of the Governor's Speech, that they had made further Progress therein, and had come to the following Agreement, *viz.* That they are of Opinion there is a Necessity of striking more Paper Currency; which is agreed to by the House.

The Petition of sundry Freeholders and Inhabitants of the City and County of *Philadelphia*, concerning the Deficiency of the Bills of Credit, was read a second Time.

Then the House entered on the Consideration of what Quantity of Paper Currency be struck; and, after some Debate thereon, a Motion was made, and the Question put, that *Fifty Thousand Pounds* be struck? *Passed in the Negative.*

A Motion was made, and the Question put, that *Forty Thousand Pounds* be struck? *Passed in the Negative.*

A Motion was made, and the Question put, that *Thirty-five Thousand Pounds* be struck? *Passed in the Negative.*

Then a Motion was made, and the Question put, that *Thirty Thousand Pounds* be struck? *It passed in the Affirmative.* And then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The House went upon the Consideration of what Sum be allowed for one Person to take out of the General Loan-Office; and, after some Debate, a Motion was made, and the Question put, that any Sum not exceeding *Two Hundred Pounds*, nor less than *Twelve Pounds Ten Shillings*, be lent to one Person within eight Months after the Date of the said Bills; and after the said Term be expired, if any Bills lie in the Office, Persons may be permitted to take out as much as they can give Security for? *It passed in the Affirmative.*

Resolved, That the said Paper Currency, to be struck and disposed of, be continued for twelve Years and a Half, at Five *per Cent.* and that Interest and Principal be paid in yearly, *viz.* The Twelve and a Half, Part of the Sum borrowed, with the whole Interest of Five *per Cent. per Annum*, shall be annually paid by the Mortgager; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The House went on the further Consideration of a Paper Currency; and having read the former Law for emitting a Paper Currency, and made Remarks on several Paragraphs for Amendments.

Resolved, That a Bill for emitting *Thirty Thousand Pounds* Paper Currency, be prepared and brought into this House.

Ordered, That the Speaker of this House prepare and bring in the same.

Ordered, That *John Kearsley, Joh Goodson, and Samuel Nutt*, be a Committee to draw up an Answer to the Governor's Speech, and lay it before this House To-morrow Morning for their Consideration.

The Petition of divers Mariners, complaining that Captain *Ruddock*, their Master, had very much abused them in their Passage, and now refused to pay them their Wages, this being the second Port of Delivery, &c. was presented to the House, read, and considered.

Ordered, That *Jeremiah Langhorne, and Benjamin Vining*, wait on the Governor, and acquaint him of the Substance of the said Petition, &c. Who return, and report, that they had done their Message according to Order; and that the Governor was pleased to let them understand he had appointed a Court of Chancery, for the Hearing of the said Matter, To-morrow, and hop'd it would be accommodated; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Members appointed to draw up an Answer to the Governor's Speech, brought the same to the House, which was read, and, after some Alterations made, agreed to by the House, and ordered to be transcribed, and is as followeth.

To Sir WILLIAM KEITH, Baronet, Governor of the Province of *Pennsylvania, &c.*

The ADDRESS of the Representatives of the said Province in Assembly met, in Answer to the Governor's Speech of the sixth Instant.

May it please the GOVERNOR,

IT cannot but administer very great Satisfaction to us, to have our first Step so well approved of by the Governor, which is very much heightened by finding in him a ready Disposition to concur with us in what Measures may be thought necessary for relieving this Province from the Difficulties it labours under by a Decay of Trade; and as we are sensible that all Incumbrances on Trade are detrimental and Destructive to it, so we hope our Endeavours shall not be wanting to support it to the utmost of our Power, and to set it upon the best Foundation we are capable of, which we humbly conceive will not only encourage Industry, but will be the most effectual Way to enrich us.

We are truly sensible that the Deliberations of an Assembly, when governed by a publick Spirit, cannot but conduce very much to the general Interest of this Province, especially when they are so openly assured of the Concurrence of a Governor, who, upon all Occasions, is ready to give the most sensible Demonstration that he has the Interest of the Country near at Heart; and as this generous Disposition of the Governor doth, in the handsomest Manner, lead us to a Sense of our Duty, so we cannot better shew it, than in a speedy Provision to support the present Administration.

Signed by Order of the House,

November 9, 1723.

DAVID LLOYD, Speaker.

Ordered, That Benjamin Vining, and Jeremiah Langhorne, attend upon the Governor with the Answer to his Speech of the sixth Instant, and acquaint him, that the House inclines to adjourn till the eighteenth Instant: Who return, and report, that they had delivered the Address and Message according to Order; and that the Governor returns his Thanks to the House for the Address, and agrees to the proposed Adjournment; and then the House adjourned till the eighteenth Instant.

THE House met pursuant to their Adjournment.

The Committee of Accounts report, that they had gone thro' the Collectors of Impost's Account, and should be ready to make Report when the House will please to receive the same.

Ordered, That Thomas Watson, and Morris Morris, wait on the Governor, and acquaint him, the House are met according to Adjournment, and are ready to proceed to Business; if he has any Thing further to lay before them, shall be ready to receive it To-morrow Morning; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Petition of *John Baldwin*, setting forth that his Father had been, by a former Assembly, appointed to keep a Ferry over *Neshaminy* for a Terms of Years, and that he, since his said Father's Decease, had maintained the same, and that the Time being now expired, prays that the said Act be renewed, &c. was presented to the House, and read, and ordered to lie on the Table.

The Petition of sundry Persons, complaining of the Damage sustained by fishing Dams made cross the River *Schuylkill*, &c. and praying that an Act may be made to prevent it for the Time to come, was presented to the House, and read, and ordered to lie on the Table.

The Petition of sundry Persons, shewing, that they having valuable Estates and Improvements on Lands for Term of Year's are not entitled to take Money out of the Loan-Office, &c. and praying that they may partake of the Benefit, intended for the Publick, in common with their Neighbours; was presented to the House, and read the first Time, and referred to a Committee of the whole House in the Afternoon; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The House, according to the Order of the Morning, resolved themselves into a Committee of the whole House; and, after some Time spent therein, *John Swift*, Chairman of the Committee of the whole House, to whom was committed the Consideration of the Petition relating to Estates for a Term of Years, &c. reported, that they had duly considered the same, and are of Opinion, that the said Petition be rejected; which the House agrees to.

The Petition of *John Baldwin*, for the Ferry over *Neshaminy*, was read a second Time; and, after some Debate thereon, was referred to a third Reading; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Members appointed to wait on the Governor, report, that they had delivered their Message, according to Order, and that the Governor was pleased to say, he had nothing further, at present, to lay before the House; but desired the Perusal of the Money Bill before it passed the House.

The Petition of sundry Persons, Inhabitants of this Province, setting forth, that they brought in a Bill to the last Assembly for establishing the Affirmation in the Form prescribed by Act of Parliament, &c. desiring the said Bill may

be renewed, &c. was presented to the House, and read, and ordered to lie on the Table.

The Petition of sundry of the People called *Quakers*, residing in the County of *Chester*, &c. desiring the same Affirmation and Declaration, allowed in *England*, may be established here by a Law; was presented to the House, and read, and ordered to lie on the Table.

Ordered, That *Benjamin Jones* go to the Committee of Accounts, and know whether they have finished; who returned, and reported, they will attend the House in the Afternoon with their Report.

The Petition, praying that an open and free Passage down the River *Schuylkill* may be established by Law, was read the second Time, and considered.

Ordered, That the Petitioners have Leave to bring in a Bill according to their Desire; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Bill, intituled, *An Act for emitting and making current Thirty Pounds* in Bills of Credit, was brought in by the Speaker, according to the Request of the House, and read the first Time, and ordered a second Reading.

The House being informed of some Counterfeit Bills lately discovered.

Ordered, That *Samuel Hudson*, and *Benjamin Jones*, go to *Robert Asheton* for the two Counterfeit Bills remaining in his Office; and that *Thomas Watson* go to *William Fishbourn* for the one in his Hands: Who return, and brought the same to the House, which were narrowly inspected; and a Debate arose how to prevent the like in the Bills now to be emitted; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Committee of Accounts report, that they have made a considerable Progress in the Matter referred to them, desiring longer Time to make a final Adjustment; which the House allows.

And then the House went on a long Debate about the Counterfeit Bills, and how far a Failure appeared in the Officers, and what Method to take to prevent the same henceforwards; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Petition of sundry of the Inhabitants of the County of *Chester*, setting forth their Satisfaction in the late Vote of

this House, for emitting *Thirty Thousand Pounds*, and complaining that the first Payment, according to the late Law, will prove very heavy, desire that the present Scheme may sink Interest and Principal, by equal Payments, or the Time lengthen'd to render the first Payments more easy, and also for a free Trade; also to lay a Duty on Horses brought from *Sopus* or *Long-Island*, and encourage a good Breed amongst ourselves; also complaining of some undue Preference, last Year, at the Loan-Office, used by the Clerk; and also desiring that Labours Wages may be moderated, according to the Prices of Country Produce; was presented to the House, and read, and ordered to lie on the Table.

Upon a Motion made, the House resumed the Consideration of the said three Counterfeit Bills; and, after some Debate, a Motion was made, and the Question put, that any Person or Persons, who shall discover the Offenders, so that they be lawfully convicted, shall receive for a Reward *Ten Pounds* out of the Publick Treasury? *It passed in the Affirmative.*

Then the House entered on the second Reading the Bill, intituled, *An Act for emitting and making current Thirty Thousand Pounds in Bills of Credit*; and a Debate arising about the Sum specified in the Introduction to the said Bill, a Motion was made, and the Question put, that the Sum be continued as it stands in the said Bill? *It passed in the Affirmative.* And then the House adjourned till Eight a Clock To-morrow Morning.

The House met, &c.

Robert Asheton, one of the Commissioners for the City and County of *Philadelphia*, in Behalf of the said City and County, made Application to this House, requesting the Sum of *One Thousand Pounds* to be lent to the said City and County, out of the Sum now to be emitted, to discharge their present Debts, upon the same Terms as the last Year.

The House went on the further Debate of the Bill, intituled, *An Act for emitting and making current Thirty Thousand Pounds*, &c.

After Debate, a Motion was made, and the Question put, that the yearly Payments, according to a former Vote of this House, shall stand as specified in the said Bill, and now read? *It passed in the Affirmative.*

A Motion was made, and the Question put, that the second Offence of counterfeiting and uttering, knowingly, Counterfeit Bills, be deemed Felony of Death, without Benefit of Clergy? *It passed in the Negative.*

A Motion was made, and the Question put, that the Bills for making current *Thirty Thousand Pounds*, &c. now read the second Time, may (with the Alterations, Amendments and Additions, now made, and agreed to) be committed? *Passed in the Affirmative.*

A Message from the Governor, by two Members of Council, with a general Address to the King, to which the Governor desires the Concurrence of this House; and, that there may be no Exception about the Stile, desires the Liberty to put it in his own Words; which being read, was, as to the Substance of it (*Nemine Contradicente*) concurred with.

Ordered, That *Francis Rawle*, and *John Kearsley*, wait on the Governor with the said Address, and acquaint him with the Concurrence of this House; and then the House adjourned till Eight a Clock To-morrow Morning.

The House met, &c.

The Members appointed to wait on the Governor with the Address, report, they had done their Message, according to Order; and that the Governor was pleased to say, it should be copied out fair, and sent again to this House; and then the House adjourned till the Twenty-fifth of this Instant.

The House met, &c. and adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Committee appointed, by Order of the House of the sixth Instant, to settle the Publick Accounts with *Samuel Preston*, Treasurer, and *Owen Roberts*, and *Charles Read*, Collectors of the Impost, &c. and Excise, brought in their Report, *viz.*

THAT they have settled with *Owen Roberts*, Collector of the Imposts and Duty of Negroes, &c. and the Sums carried to the Credit of the Province are as follows, *viz.*

Impost on Rum, Wine, Melasses, and Duty	}			
of Negroes, from the 12th of November,				
1722, to the 8th of May 1723, is		£ 393	0	11¼
Balance of the last Account settled with the				
Committee,		963	7	11¼
		<hr/>		
		£ 1356	8	10½
Of which he hath paid to the Treasurer, ...		459	19	4
		<hr/>		
Balance due,		£ 896	9	6½

That they have also settled the Treasurer *Samuel Preston's* Account; the total Debt of the Province for all Orders issued

since the last Settlement, made the 10th of the *Third Month*, 1723, is *Seven Hundred Sixty-eight Pounds, Six Shillings, and Five-pence*, which, with Bills of Credit for *Two Thousand Five Hundred Pounds*, makes the Debt *Three Thousand Two Hundred Sixty-eight Pounds, Six Shillings, and Five-pence*; and *One Hundred Sixty-three Pounds, Eight Shillings, and Three-pence*, Commissions, at *Five per cent.* and *Sixty-nine Pounds, Fourteen Shillings, and Eleven-pence*, Balance due for former Orders and Accounts with the Treasurer, makes the whole Debt of the said Account of the Treasurer, *Three Thousand Five Hundred and One Pounds, Nine Shillings, and Seven-pence*; towards Payment of which Sum, he hath received from the Collector of Imposts *Four Hundred Fifty-Nine Pounds, Nineteen Shillings, and Four-pence*; and from the Collector of Excise *Two Hundred Forty-two Pounds, Five Shillings, and Two-pence*; which Sums, received from the Collectors, makes *Seven Hundred and Two Pounds, Four Shillings, and Six-pence*; then remains a Balance due from the Province, in full of all Orders issued to the 20th of *November*, 1723, *Two Thousand Seven Hundred Ninety-nine Pounds, Five Shillings and One Penny, viz* To the Loan-Office, *Two Thousand Five Hundred Pounds*; and to the Treasury, *Two Hundred Ninety-nine Pounds, Five Shillings, and One Penny*; to discharge Part of which, there remains a Balance of *Eight Hundred Ninety-six Pounds, Nine Shillings, and Six-pence Half-penny*, in the Collector of Imposts Hands, and Entries of Rum, Wine, Melasses, and Negroes, &c. since the Eighth of the *Third Month* last past.

That they have also examined and settled the Accounts of the Collector of Excise, the whole Amounts of which, for the City and County of *Philadelphia*, and the County of *Bucks*, commencing the 14th of the *Third Month*, 1722, and terminating the 2nd Day of the *Second Month*, 1723, amounts to *Two Hundred Eighty-five Pounds, One Shilling, and Four-pence*; and for the County of *Chester*, beginning the same Time, and ending the 14th of the *Twelfth Month*, 1722, is *Thirty-three Pounds, Eighteen Shillings, and Four-pence*; makes in all *Three Hundred Nineteen Pounds, and Four-pence*; of which he hath paid into the Provincial Treasury, as per the Treasurer's Account credited the Province, *Two Hundred Forty-two Pounds, Five Shillings, and Two-pence*; and unto the Hemp Account of Bounties, *One Hundred Pounds*; and his Commissions, at *Ten per Cent*, is *Thirty-one Pounds, Eighteen Shillings*, makes *Three Hundred Seventy-four Pounds, Three Shillings, and Two-pence*.

The Excise of City and County of *Philadelphia*, and the County of *Bucks*, from the 2nd of the *Second Month*, 1723, and of the County of *Chester*, from the 14th of the *Twelfth Month*, 1722, remains yet unaccounted for.

That they have also examined the State of the Accounts of the Officer appointed to pay *One Penny per Pound* for good Hemp raised in this Province, and have settled the same with him, as follows *viz.*

He credits the said Office for *One Hundred*

Pounds received from Excise,	£ 100	0	0
<hr/>			
And debits for sundry Payments made to sundry Persons who produced good Hemp, as <i>per</i> Receipts laid before us, amounting to	69	13	1½
And for Storage, ordered by Law, he charges	2	0	0
And for Commissions for examing, receiving and delivering Hemp into and out of the Store,	8	7	3
Remains a Balance, in the Officer's Hand, of	19	19	7½
<hr/>			
	£ 100	0	0

All of which is humbly submitted to the Correction of the House.

And the said Committee gave this House to understand, that besides the said Sum of *Eight Hundred Ninety-six Pounds, Nine Shillings, and Six-pence Halfpenny*, which the said Collector of the Impost is in Arrears upon his said Account, it does not appear that the said *Owen Roberts* has taken Security for Payment of the Duty upon Wines, Rum, and other Liquors, of late imported, nor renders any Account at all of such Importation since the eighth of the Month called *May* last.

Whereupon a Motion was made, and the Question put, that the Collector, *Owen Roberts*, has been, and is, negligent in his Duty, in not accounting with and paying the Provincial Treasurer the Monies arising from the said Impost, according to the Direction of the late Act of Assembly in that Case made and Provided? *Passed in the Affirmative.*

Also a Motion was made, and the Question put, that the Provincial Treasurer has failed of his Duty in not calling the said Collector to Account, and, by due Course of Law, cause him to pay, or take Security for the said Impost, as the said Act of Assembly directs? *Passed in the Affirmative.*

Ordered, That *Anthony Morris*, and *Thomas Redman*, acquaint the Treasurer with the Resolve of the House; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Mayor and Recorder of the City of *Philadelphia*, attended this House with some Minutes taken Yesterday in Council, *viz.* Requesting the Loan of *Three Hundred Pounds*, in Bills of Credit, for the Paying off and Discharging the Debts due from the Corporation to the Persons who lent them Money for the Building the New Market Stalls, to be re-paid out of the Rents arising from the said Stalls; and the further Loan of *Three Hundred Pounds* for the Making and Repairing Bridges, Wharffs, &c. (In Consideration of its being for the Publick Good) may be lent without Interest. After some Debate,

Resolved, That *Thirty-five Pounds* a Piece be allowed as a Reward to the Signers of the Paper Bills; and that an Addition of *Twenty Pounds per Annum* a Piece be allowed to the Trustees for emitting the said Bills during the Continuance of the former Act; and after, *Seventy Pounds per Annum* a Piece during the Continuance of this Act; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

Ordered, That *Francis Rawle*, and *Morris Morris*, wait on the Governor with the Copy of the Money Bill for his Persual, according to his Request: Who return, and report, they had delivered the Bill, according to Order, to the Governor; who was pleased to say, he should call a Council this Afternoon, and consider of it, and send a Message to this House, with his further Sentiments.

The Members appointed to acquaint the Provincial Treasurer of the Vote of this House, and to enquire what Sum the Province might have Occasion of to discharge the Debts thereon, return, and report, they had done their Message; and the said Treasurer had delivered to them, in Writing, a Request for the Loan of *Fifteen Hundred Pounds*; which was read.

Samuel Levis had Leave to go Home, on an extraordinary Occasion.

The House went on the Filling up the Blanks in the Money Bill.

Andrew Bradford being sent for to the House, about printing the Bills of Credit, was ordered to desire *William Fish-*

bourn to go along with him to the Paper-Mill, and agree for the Paper at the lowest Rates; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

A written Message, from the Governor, was sent to the House by his Secretary, which was read, and is as followeth, *viz.*

Mr. Speaker, and Gentlemen of the Assembly,

"YOU will find on the Journals of your House, that *One Hundred and Fifty Pounds* current Money, was voted, some Years ago, to be applied towards procuring his Majesty's royal Assent to the Law for Advancement of Justice, and as a Reward justly due to *Thomas Beake, Esq;* whom I had successfully employed, at that Time, in the Public Service of this Province: Of that Sum *Fifty Pounds* was indeed paid towards discharging the Fees of the several Offices at *White-Hall*, which had been disbursed by a Gentlemen in *London*; but *Mr. Beake*, to this Day, has never received one Penny Gratuity; and most justly complains to me, that he thinks he has deserved better at your Hands for the many good Offices which, to my Knowledge, he has done for the Publick Advantage of this Province during my Administration.

I cannot doubt, on this Occasion, but you will order the remaining *Hundred Pounds* to be remitted to him; and if you think fit to consider of the Motives which, at this Time, has induced your Neighbors of *New-Jersey* to appoint an Agent, well qualified, to attend the Service and Interest of that Province in *England*, I am perswaded you will find the same, and perhapse yet more, good Reasons for you to do the like here; or if any of your Laws should happen to be repealed for want of such a necessary Officer to appear for your Interest, against the private Insinuations of designing Men, I hope the Blame will not be laid upon me."

November 27, 1723.

WILLIAM KEITH.

A Debate arising thereon,

Ordered, That *John Kearsley*, and *Thomas Redman*, go to *Isaac Norris*, and signify that there was an Order of the 18th of the *Sixth Month*, 1720, for the Payment of *One Hundred and Fifty Pounds* for an Agent in *London*, to negotiate the Publick Affairs of this Province; *Fifty Pounds* of which was paid to *Henry Goldney*, and that *One Hundred Pounds* is yet unpaid, and demanded by *Thomas Beake*, and desire to know if he can tell the Reasons for Non-payment thereof.

The Petition of *Owen Roberts*, setting forth, the present Scarcity of Money lays him under such Difficulties in collecting his outstanding Debts, that he finds it altogether impossible to discharge the Debts due to the Publick before the intended Fund be emitted, praying this honourable House to extend their Favours, and allow him some Time after the Currency is emitted; and likewise, the Liberty to take up at the Loan-Office any Sum not exceeding *Four Hundred Pounds*; was presented to the House, read, and ordered to lie on the Table.

The Petition of some Merchants and Gentlemen of the City of *Philadelphia*, setting forth the many ill Consequences that may attend a Paper Currency, &c. was presented to the House, read, and ordered to lie on the Table.

A Debate arising thereon,

Ordered, That it be referred to another Time.

After some Debate,

Resolved, That *One Thousand Pounds*, out of the *Thirty Thousand Pounds* to be emitted, be put into the Provincial Treasury, to defray the Charges of this Province; that *One Thousand Pounds* more be put into the Hands of the Treasurer of the County of *Philadelphia*; that *Three Hundred Pounds* be lent to the City of *Philadelphia* for four Years, without Interest, to be applied towards building and repairing publick Wharffs and Bridges; that *Three Hundred Pounds* more be lent to the said City upon Interest; that *Four Hundred Pounds* be put into the Hands of the Treasurer of the County of *Chester*; and that *Two Hundred Pounds* be put into the Hands of the Treasurer of the County of *Bucks*.

Ordered, That *John Kearsley*, and *Samuel Nutt*, go to the Governor, and desire the Return of the Money Bill, in order to a third Reading; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Members appointed brought the bill back to the House: and then the House entered on a third Reading, and, after several Alterations and Amendments,

Ordered, That *Jeremiah Langhorne*, and *Samuel Nutt*, return the said Bill to the Governor for a Perusal, and acquaint the Governor how far the House have gone in the third Reading.

William Fishbourn, and *Andrew Bradford*, pursuant to the Request of Yesterday, presented to the House in Writing, the Progress they had made in the Affair to them referred, which was read.

Ordered, That they forthwith appoint the said Persons to go to work, but with this Caution, if the Money Bill should meet with any Obstruction, they should be informed of it.

The Petition of *Daniel Hodgson*, praying the Ferry over *Neshaminy* may be granted to him for what Term, and under what Restrictions and Limitations the House shall judge convenient; was presented to the House, read, and ordered to lie on the Table; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Governor's Secretary brought back the Bill, and acquainted the House, that the Governor and Councils have gone as far as the Blanks; and then the House proceeded in the Reading of the Bill; and coming to the Paragraph concerning the Sinking the Bills of Credit, put into the Provincial Treasury, a long Debate arose about opening the Port, and laying an Excise.

Then a Motion was made, and the Question put, that there shall be, throughout this Province, raised, levied, collected and paid, Excise for all Wine, Rum, Brandy, and other Spirits, retailed, sold, drawn or bartered by any Person or Persons whatsoever, by any Quantity under fifty Gallons, and delivered at one Time, and to one Person? *It passed in the Affirmative.*

A Motion was made, and the Question put, that all Duties laid on the Importations (except on *Negroes* and *Convicts*) be taken off? *It passed in the Affirmative.*

Ordered, That *Job Goodson*, and *Samuel Hudson*, repair to *Owen Roberts*, in order to inform the House, To-morrow Morning, what the Excise of *Eight-pence per Gallon* amounting to *per Annum*; and then the House adjourned till Nine a Clock To-morrow morning.

The House met, &c.

The Members appointed to go to *Owen Roberts* for the Amount of the Excise of *Eight-pence per Gallon*, brought the Particulars in Writing to the House; which were read.

Then the House resumed the Consideration of an Excise; and, after Debate, a Motion was made, and the Question put, that *Eight-pence per Gallon* be put on Wine retailed? *It passed in the Negative.*

A Motion was made, and the Question put, that *Six-pence per Gallon* be put on Wine retailed? *It passed in the Affirmative.*

A Motion was made, and the Question put, that *Four-pence per Gallon*, Excise, be paid for Rum, Brandy and other Spirits, retailed? *It passed in the Affirmative.*

A Motion was made, and the Question put, that all Spirits distilled in this Province, and exported, shall have a Bounty allowed of *Two-pence per Gallon*? *It passed in the Affirmative.*

The Governor's Secretary presented to the House a Paper, containing a Proposal for an Addition of some Clauses to the Money Bill; and that the Governor appointed the Council to meet this Afternoon, in order to dispatch Business; which was read and considered.

Ordered, That *Benjamin Vining*, and *John Kearsley*, wait on the Governor, and acquaint him, there are some Alterations and Additions to be made to the Bill, which cannot be compleated this Afternoon; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Members appointed to wait on the Governor, report, that he was pleased to say, that if he might have the Bill by Nine a Clock To-morrow Morning, he would then call his Council; but would much rather have it defererd till *Tuesday*.

Then the House went on a long Debate on a certain Clause in the Money Bill; on which a Motion was made, and the Question put, that all Sums in the said Bills of Credit, paid into the Loan-Office, over and above the yearly Quotas appointed to be sunk, shall be lett out again by the Trustees? *It passed in the Affirmative.*

The Petition of the Church-Wardens of *Christ-Church* of *Philadelphia*, setting forth the many ill Consequences that may attend the Passing an Act here, to admit in all Cases the Affirmation, excluding the sacred Name, &c. praying that this House would seriously weigh and consider the same; was presented to the House, read, and ordered to lie on the Table; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The House went on the further Consideration of the Money Bill, and made some Amendments and Alterations.

The Bill, intituled, *An Act for cleansing the River Schuyl-kill*, was brought in, and read the first Time, and ordered a second Reading; and then the House adjourned till the Second of *December*.

The House met, &c.

The Petition of *Aaron Harding*, and *Thomas Burrell*, setting forth the absolute Necessity of skilful Pilots to navigate

Vessels up and down the River *Delaware*; was presented to the House, read, and ordered to lie on the Table; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The House proceeded in the third Reading of the Money Bill; and having made some Amendments,

Resolved, That the said Bill be passed into a Law.

Ordered, That *Francis Rawle*, and *Thomas Redman*, do carry the same to the Governor for his Concurrence; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Bill, intituled, *An Act for cleansing the River Schuylkill*, was read the second Time, and committed.

The Petition of *John Baldwin*, requesting the Ferry over *Neshaminy*, was read a third Time.

The Petition of *Daniel Hodgson*, requesting the said Ferry over *Neshaminy*, &c. was read a second Time, and rejected.

Ordered, That *John Baldwin* have Leave to bring in a Bill according to the Prayer of his Petition; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Bill, intituled, *An Act laying an Excise on all Wine, Rum, Brandy and other Spirits retailed in this Province*, was brought in read the first Time, and ordered a second Reading.

The Petition of the People called *Quakers*, for the solemn Affirmation, &c. was read the second Time.

The Petition of *Chester County* for the solemn Affirmation, was read the second Time.

The Petition of the Church Wardens and Vestry of *Christ-Church of Philadelphia*, against the Affirmation, was read the second Time.

After Debate on the said Petitions, a Motion was made, and the Question put, that the Bill prescribing the Forms of Declaration of Fidelity, Abjuration and Affirmation, instead of the Forms heretofore required in such Cases, be re-assumed and brought into this House? *Passed in the Affirmative*.

The Governor, by his Secretary, returned the Money Bill, with several Amendments proposed; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The House, after a long Debate about the Governor's Amendments,

Resolved, That the first be conceded to, by adding Four Thousand *Eighteen Penny* Bills out of the *One and Two Shillings*.

Resolved, That the Word (*Paid*) is in the Statute, and is more agreeable than (*Tendered*.)

Resolved, That the third Amendment be deferred till To-morrow Morning.

Resolved, That the Fourth stand as in the Bill.

Resolved, That the Fifth be conceded to, and a Clause prepared for the same; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The House resumed the Consideration of the third Amendment referred to this Day.

Resolved, It stand as in the Bill.

Resolved, That the Bill with the Amendments now made do pass into a Law.

Ordered, That *Francis Rawle*, *John Kearsley*, *William Biles*, and *Samuel Levis*, carry the Bill to the Governor as amended for his Concurrence: Who return, and report, that they delivered the Bill, according to Order, to the Governor, who looked over the Amendments; and was pleased to say, he would give it all the Dispatch lay in his Power.

And then the House went on the second Reading of the Excise Bill.

Resolved, That all Quantities of Wine, Rum, Brandy, and other Spirits, shall pay *Four-pence per Gallon* Excise; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Bill, intituled, *An Act laying an Excise on all Wine, Rum, Brandy, and other Spirits*, &c. being read the second Time, was committed, with the Amendments to *Jeremiah Langhorne*, and *John Kearsley*.

Morris Morris, and *Matthias Holston*, had Leave to be absent this Evening.

The Petition of *John Hyatt*, setting forth, that the present Collector of Excise intimated to him that he was willing to relinquish, &c. and praying to be admitted Collector of the Excise now designed to be laid, was read, and ordered to lie on the Table; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Bill, intituled, *An Act prescribing the Forms of Declaration of Fidelity, Abjuration and Affirmation, instead of the Forms heretofore required in such Cases*, was brought into this House, read the first Time, and ordered a second Reading.

The Governor, by his Secretary, returned the Money Bill, with some other Amendments proposed; and also acquainted this House that the Council will meet To-morrow, and shall then desire the Attendance of the whole House, in order to sign the Address to the King.

The Members appointed brought in the Excise Bill, with the Amendments, in order to a third Reading, which was read accordingly.

Ordered, That a Clause be added to repeal the Impost and other Acts.

The House went on the other Amendments proposed to the Money Bill by the Governor, and agreed to Part of them.

Ordered, That *Francis Rawle*, and *John Kearsley*, carry the same to the Governor for his Concurrence; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Members appointed to carry the Money Bill to the Governor, brought the same back, and report, that the Governor does agree to the Bill.

Ordered, That the Bill be ingrossed, in order to pass into a Law; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Clause being added to the Excise Bill, according to the Order of Yesterday, was read; and, after Debate,

Resolved, That the Impost be continued till the first Day of *February* next, and on longer.

The Governor, by his Secretary, desired the Attendance of the Speaker, with the whole House, in order to sign the Address to the King; Accordingly the Speaker, with the whole House, waited on the Governor, and signed the Address to the King (with an Exception to some Part of the Stile) in these Words; *Those of the House of Representatives who are of the Profession of the People called, Quakers, do heartily agree in the whole Substance of this Address; but beg Leave to except against some Part of the Stile thereof.* And the same was signed by Order of the House, N. C. D.

Resolved, That the Bill, intituled, *An Act laying an Excise on Wine, Rum, Brandy and other Spirits, &c.* now read the third Time, be passed into a Law.

Ordered, That *John Kearsley*, and *Thomas Redman*, carry the same to the Governor for his Concurrence thereto.

A Member of Council from the Governor, acquainted the House, that if they please they may have a Copy of the Address to to the King.

Richard Hill made Application to this House for some Consideration for his Services as one of the Judges of the Supreme Court, and delivered in his Account; and then the House adjourned till the ninth Instant, at Three a Clock in the Afternoon.

The House met, &c.

The Bill, intituled, *An Act prescribing the Forms of Declaration of Fidelity*, &c. was read the second Time, Paragraph by Paragraph, and debated.

Then a Motion was made, and the Question put, that the Bill be committed? *Passed in the Affirmative.*

Accordingly the said Bill was committed to *Jeremiah Langhorne, Job Goodson, Anthony Morris, and Samuel Levis.*

The Petition of divers Inn-holders and Tavern-keepers, setting forth, that the Recorder of this City obliges them to pay unlawful Fees for their Recommendations, and praying Redress; was presented to the House, read, and ordered to lie on the Table; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Petition of *John Cratho*, requesting Leave to bring in a Bill for his Naturalization, was read the second Time, and considered.

Ordered, That Leave be given to bring in a Bill according to the Prayer thereof.

The Bill, intituled, *An Act prescribing the Forms*, &c. being now read the third Time, with the Amendments, a Motion was made, and the Question put, that the said Bill be passed into a Law? *It passed in the Affirmative.*

The Governor, by his Secretary, returned the Excise Bill, with some Amendments proposed, which were in Part agreed to.

Ordered, That *Anthony Morris, John Crosby, Job Goodson, and William Biles*, carry the same to the Governor, and desire his Concurrence thereto.

The Petition of sundry Inhabitants of *Philadelphia* against the Affirmation Bill, was presented to the House, read, and ordered to lie on the Table; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Members appointed to carry the Excise Bill to the Governor, report, that the Governor agrees to the Bill as now amended; and that the Governor desires to have the Perusal of all Petitions relating to the Affirmation Bill.

The Bill, intituled, *An Act for continuing a Ferry over Neshaminy, &c.* was brought in according to Order, and read the first Time, ordered a second Reading.

The Petition of sundry Persons, &c. against the Affirmation Bills, was read the second Time, and considered.

Ordered, That *William Biles*, and *Job Goodson*, wait on the Governor with the Petition, according to his Request: Who return, and report, they delivered the same according to Order.

The House entered on a Debate about the Support of the Administration of this Government.

Resolved, That the present Governor, *Sir William Keith*, Baronet, have *One Thousand Pounds* allowed, and paid him, for this current Year; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Bill, intituled, *An Act for continuing the Ferry over Neshaminy Creek to John Baldwin's*, was read the second Time, and ordered a third Reading.

The Petition of *Hugh Hughes*, complaining against *Thomas Lawrence*, &c. was presented to the House, and read, and ordered to lie on the Table.

Resolved, That the Pound Act be repealed, and the Rangers prohibited, unless licensed by the Quarter-Sessions; and that no Stone-horse two Years old, and under thirteen Hands high, be suffered to run at large; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The ingrossed Bill, intituled, *An Act for emitting and making current Thirty Thousand Pounds*, &c. and the ingrossed Bill, intituled, *An Act for laying on Excise*, &c. being examined.

Ordered, That *John Kearsley*, and *Thomas Redman*, do carry the said Bills to the Governor, and desire to know when the House shall attend, in order to have them passed into Laws: Who return, and report, they had done their Message, and delivered the Bills, according to Order; and that the Governor was pleased to say, he would call his Council at Three a Clock To-morrow Afternoon, in order to receive the House; and also, that he expected to be informed by a Messenger from this House of the Support voted last Night.

The Members appointed, the Twenty-seventh Day of *November* last, to speak to *Isaac Norris*, report, that he says there was an Order, issued from the Speaker, for *One Hundred* and

Fifty Pounds, to be employed towards paying an Agent in *England*; and that an Account of about *Fifty Pounds*, expended in that Affair, by *Henry Goldney*, was paid; and that *Thomas Beake* had taken Pains in that Affair, and had not received any Reward; and then the House adjourned till Eight a Clock To-morrow Morning.

The House met, &c.

The Bill, intituled, *An Act for continuing the Ferry over Neshaminy*, &c. was read the third Time.

Resolved, That the said Bill do pass.

Ordered, That it be transcribed, in order to lay before the Governor.

The Petition of *Hugh Hughes*, against *Thomas Lawrence*, &c. was read the second Time, and considered.

Then the House drew up a Representation thereof to lay before the Governor, which was read, and signed by the Speaker, by Order of the House, and is as followeth.

UPON reading of *Hugh Hughe's Petition against Thomas Lawrence*, complaining of divers Injuries done to the Petitioner, not only upon his own Account, but also for the Hindrances he met by Occasion of the said *Lawrence's* Obstructing him in negotiating the Affairs of his Master, *Robert Tredway, Esq*; who intrusted him with Negroes and Effects to purchase Lands and carry on Plantation Work in this Province; as also, to dispose of Cargoes, and make Remittances for Merchandize consigned to him; and more especially of the Oppression the Petitioner lies under, by Reason of an Injunction lately obtained by the said *Lawrence* to stay the Petitioner's Suit at Common Law, not only for his own wrongful Imprisonment; as also the Sheriffs Suit against the said *Lawrence* for not returning certain Negroes of the said *Treadway's* according to the Judgment of the Supreme Court.

This House, taking the Premises into Consideration, find that the Matter is depending before the Governor in a Course of Equity; and this House not doubting but Justice will be administred to the Parties, earnestly desire it may be done speedily, being the Petitioner's Circumstances, as well as his Master's Affairs, seem to call loudly for it.

Signed by Order of the House,

DAVID LLOYD, Speaker.

Ordered, That *Samuel Nutt*, and *Morris Morris*, wait on the Governor, with the same.

The Petition of sundry Persons of the County of *Philadelphia*, praying, that all navigable Creeks may be kept open,

&c. was presented to the House, and read the first Time, and ordered a second Reading immediately; and was read accordingly.

Resolved, That a Clause, to answer the Prayer of the said Petition, be put into the Bill, intituled, *An Act for cleansing the River Schuylkill*.

Two Members of Council brought the Money Bill and Excise Bill from the Governor, in order to examine them with a Committee of this House; and a Committee being appointed, the Bills were examined accordingly, and returned to the House.

Ordered, That *John Kearsley*, and *Thomas Redman*, do carry the Resolve of the tenth Instant, signed by the Speaker, about the Support, to the Governor. Who return, and report, that they delivered the same according to Order; and the Governor was pleased to return his Thanks to this House.

Ordered, That the same Members go to *Isaac Norris*, and deliver him the following Order.

WHEREAS by a Resolve of the Assembly, of the 18th of the Sixth Month, 1720. there was an Order issued, under the Speaker's Hand, for the Sum of One Hundred and Fifty Pounds, out of the Treasury, payable to the then Speaker William Trent, Isaac Norris, and Jonathen Dickinson, or any two of them in Trust, to answer such Demands as then did or should appear due in Great-Britain for the Publick Services of this Province, pursuant to the Vote of Assembly, May 31, 1718; and that the said Persons lay the Account of their Proceedings before the Assembly from Time to Time. And this House is given to understand, that about One Hundred Pounds of the said Money still remains with the Treasurer, and the Order of Payment in the Hands of the said, Isaac Norris, who is hereby ordered to deliver the same to John Kearsley, and Thomas Redman, two of the Members of this House, whose Receipt shall be his Discharge for the said Order; and that the said Members bring the same forthwith to this Assembly.

Signed by Order of the House,

DAVID LLOYD, Speaker.

Who return and report, he is not inclined to deliver up the said Order.

Ordered, That *Benjamin Vining*, *Anthony Morris*, and *Samuel Hudson*, with the Assistance of the Treasurer, take upon them to procure Bills of Exchange, Gold, or Silver, to the Value of *One Hundred Pounds*, Proclamation Money, to

be remitted to *Thomas Beake*, for Services done, and to be done, for this Government; and that they take Care to remit the same forthwith; and then the House adjourned till Two a Clock this Afternoon.

The House met, &c.

A Message from the Governor, by his Secretary, desiring the Attendance of the Speaker, with the whole House, immediately, in order to pass the Bills into Laws: Who accordingly attended; and being returned, the Speaker resumed the Chair, and reported, That he had presented to the Governor the two ingrossed Bills; to which he was pleased to give his Assent, and to pass them into Laws, the Titles whereof are as follows, *viz.*

An Act for emitting and making current Thirty Thousand Pounds in Bills of Credit.

An Act laying an Excise on all Wine, Rum, Brandy and other Spirits, retailed.

Ordered, That *Francis Rawle*, and *John Crosby*, go to the Rolls-Office, and see the Great Seal affixed to the said Laws: Who returned, and report, the Seals were affixed to them in their Presence.

Resolved, That an Order be issued under the Speaker's Hand upon the Treasurer for the Payment of *One Thousand Pounds* to *Sir William Keith*, Baronet, for his Support this current Year; which was drawn accordingly, and signed by the Speaker.

Ordered, That *John Kearsley*, and *Thomas Redman*, wait on the Governor, with the said Order, and that they acquaint the Governor how far the House have proceeded in the Affair of *Thomas Beake*, &c. Who return, and report, that they delivered their Message, and the said Order, which the Governor kindly accepted; and then the House adjourned till Eight a Clock To-morrow Morning.

The House met, &c.

The House resumed the Consideration of appointing an Agency in *England*, for the negotiating the Publick Affairs of this Province, in Relation to the Obtaining the royal Assent to the Laws now passed.

Resolved, That the Speaker issue an Order, under his Hand, for the Payment of the said *Hundred Pounds*, according to Yesterday's Resolve, which was done accordingly, and is as follows, *viz.*

WHEREAS by a Resolve of the Assembly, on the 18th of the Sixth Month, 1720, there was an Order issued, under the

then Speaker's Hand, for the Sum of One Hundred and Fifty Pounds out of the Treasury, payable to William Trent, Isaac Norris, and Jonathan Dickinson, or any two of them in Trust, to answer such Demands as then did or should appear due in Great-Britain, for the Publick Services of this Province, pursuant to the Vote of Assembly, May 31, 1718, and that the said Persons should lay the Account of their Proceedings before the Assembly from Time to Time: Now this House is given to understand, that there is about One Hundred Pounds of the said Money still remaining in the Hands of the Provincial Treasurer, and the Order of Payment in the Hands of the said Isaac Norris, who seems not inclinable to deliver up the same: And whereas the Issuing of the said Order was with an Intent to settle an Agency to negotiate the Publick Affairs of his Province, and to obtain the Royal Approbation of our Laws transmitted from Time to Time; and this House is given to understand, that one Thomas Beake has negotiated some of our Laws with Success, but has not been yet rewarded for his Trouble; Now forasmuch as the Trust reposed by the said Assembly in the aforesaid William Trent, Isaac Norris, and Jonathan Dickinson, is not performed; therefore it is ordered by this House, that the said Order, issued for Payment of the said One Hundred and Fifty Pounds, as aforesaid, be countermanded, and the Treasurer's Acceptance thereof shall be of no Effect, as to what remains not applied towards the said Negotiation; but that the Provincial Treasurer (with the first Money that shall come into the Treasury) is hereby required to pay One Hundred Pounds, Part of the said One Hundred and Fifty Pounds, to such Person or Persons as Benjamin Vining, Anthony Morris, and Samuel Hudson, shall direct, towards purchasing Bills of Exchange, or procuring Gold or Silver to that Value; which shall be applied, to wit, Fifty Pounds thereof to satisfy the said Beake for his former Services, and the other Fifty Pounds to engage him in the further Negotiation of our Laws, in order to obtain the Royal Allowance; and that the said Benjamin Vining, Anthony Morris, and Samuel Hudson, wait upon the Governor for his Advice and Direction therein. And that the Members appointed for remitting the said One Hundred Pounds to Thomas Beake, draw up the Reasons of striking a Paper Currency in this Province, craving the Assistance of the Governor therein; which being signed by the Speaker, they shall transmit Home with the said One Hundred Pounds.

Ordered, That Francis Rawle, John Kearsley, John Crosby, and Job Goodson, wait on the Governor, and lay before him

the above Order to peruse, and desire to know how far the Governor has proceeded in the Affirmation Bill, and also bring back the Petitions relating to the Affirmation Bill, and know the Governor's Mind about sending Home a Representation of the present State of the Country in Relation to a Paper Currency; and also that the House inclines to adjourn till the Twenty-seventh of *April* next: Who return, and report, that the Governor agrees to the Time of Adjournment, and will be willing to assist the Members appointed, according to the Request of this House; and that the Petitions lie at his Secretary's which he will order to be delivered; and the said Members brought a Paper from the Governor, containing his Private Sentiments about the Affirmation Bill, having not yet had an Opportunity to lay it before his Council.

A Debate arising in the House concerning the Magistrates Slighting sundry Laws passed by the last Assembly;

Resolved, That *John Swift, Benjamin Vining, Francis Rawle, Thomas Redman, and Anthony Morris*, be appointed to take Affidavits of the said Matter, and lay the same before this Assembly at their next Meeting.

Andrew Bradford being sent for, was agreed with to print one hundred Copies of the Laws passed this Session, and to deliver them to the Magistrates of this Province, stitched and covered, at *Twenty-eight Shillings per Sheet*; and then the House adjourned till the Twenty-seventh Day of *April* next.

THE House met pursuant to their Adjournment.

Ordered, That *Morris Morris, and John Crosby*, wait on the Governor, and acquaint him, that the House is met, according to Adjournment, and desire to know if he has any Thing to lay before them; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Members appointed to wait on the Governor report, that they had done their Message according to Order; and that the Governor was pleased to say, he had nothing at present to lay before this House.

The Petition of *James Mole, John Henderson, and John Creighton*, setting forth the many Hardships they labour under about a Letter of Administration taken out by *Thomas Hill*, and praying Relief, was presented to the House, and read, and ordered to lie on the Table.

The Petition of divers of the Inhabitants of *Chester County*, relating to the said Matter, was presented to the House, and

read, and ordered a second Reading To-morrow Morning; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

An Act, intituled, *A Bill for demolishing and removing fishing Dams, Wares and Riddles, set cross the River Schuylkill, and other Nusances in navigable Rivers*, was brought in according to Order, and read the first Time, and ordered a second Reading.

An Act, intituled, *A Bill to enable Trustees to sell the old Court-House and Prison belonging to the Borough and County of Chester*, was, by the Request of some Members of the said County, introduced into the House, and read the first Time, and ordered a second Reading.

The Petition of a great Number of Persons, born under the Allegiance of the Emperor of *Germany*, setting forth, that they have removed themselves and Families into this Province, and purchased Lands, &c. which they are not capable to hold to them and their Heirs; therefore humbly pray that they may be enabled, by a Law, to buy and hold Lands, and enjoy other the Benefits, as the rest of the Inhabitants of this Province; was presented to the House, and read, and ordered to lie on the Table.

Ordered, That the Committee appointed last Session to inspect the Publick Accounts, viz. *Anthony Morris, Benjamin Vining, William Biles and William Webb*, do further settle and adjust the said Accounts, and make Report to this House before this Session is ended; and then the House adjourned till Eight a Clock To-morrow Morning.

The House met, &c.

The Petition of the *Palatines*, desiring to be enabled to buy and hold Lands, &c. was read the second Time, and debated; and, after some Time spent thereon, the House

Resolved, That as many of the Petitioners as, before the first Day of *May* next, shall bring Certificates, under the Hands and Seals of a Quorum of the Justices from their Quarterly or private Sessions, signifying what Lands they hold, and of what Conversation they are reputed; and also have taken the Oaths of Affirmations and Declarations of Fidelity and Allegiance, together with the Profession of their Christian Belief, as the Law in such Cases directs, shall have Leave to bring in a Bill accordingly to the Prayer of the said Petition; and such of the said Petition; and such of the said Petitioners as do not produce Certificates of the

Tenor above-mentioned, within the Time aforesaid, may apply to the respective Quarterly Sessions, to be held then next after, and bring the same to this or the succeeding Assembly; and it is the Request of this House to the said Justices, where Applications are made for such Certificates, that they examine the Parties concerning what Lands they hold, and make such further Enquiries into their Characters, Belief and Behaviour, and certify accordingly, as above directed.

The Petition of a great Number of *Bucks* County Inhabitants, setting forth, that the present Court-House and Prison at *Bristol* is not sufficient, and that the Ground is not confirmed to the County, and that its being in one Corner of the County, is very incommodious for the greater Part of the said Inhabitants; and praying Leave to bring in a Bill to empower them to build a new Court-House and Prison at *Newtown*, was presented to the House, and read the first Time, and ordered to lie on the Table; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Bill, intituled, *An Act to sell the old Court-House and Prison at Chester*, &c. was read the second Time, Paragraph by Paragraph, and ordered a third Reading.

The Bill, intituled, *An Act for demolishing and removing Fishing-dams*, &c. was read the second Time, and debated.

Then a Motion was made, and the Question put, that the Clause in the Bill relating to Bridges be struck out? *Passed in the Affirmative*.

Resolved, That the other Part of the Bill, excepting what relates to the Friend *Indians*, be committed; and the said Bill was committed for the said Amendments, in order to a third Reading To-morrow Morning.

The Bill, intituled, *An Act to improve the Breed of Horses, and regulate Rangers*, was introduced into this House by a Member, and read the first Time, and ordered a second Reading.

The Petition of divers Inhabitants of *Chester* County, requesting that a Bridge may be built over *Brandywine*, at *John Chadd's Ford*, at the County Charge; and that Grinding and Boulting be regulated as to the Prices; as also Stone Horses running at large; was presented to the House, and read, and ordered to lie on the Table; and then the House adjourned till Eight a Clock To-morrow Morning.

The House met, &c.

The Persons appointed to remit Home the *Hundred Pounds* to *Thomas Beake*, report, that they have done according to Order, and likewise delivered in at the Table a Bill of Loading specifying the same; and also that they had sent with it the Reasons of striking a Paper Currency, with the Governor's Letter to the said *Beake*.

The Bill, intituled, *An Act to sell the old Court-House and Prison at Chester*, &c. was read the third Time.

Resolved, That the said Bill do pass.

Ordered, That the same be transcribed, in order to lay before the Governor.

The Bill, intituled, *An Act to improve the Breed of Horses and regulate Rangers*, was read the second Time, and committed to *William Biles* and *Thomas Chandler*.

The Bill, intituled. *An Act to enable John Cratho, Casper Wistar, and Nicholas Geatau, to trade, and to buy and hold Lands in this Province*, was brought into this House, according to Order, and read the first Time, and ordered a second Reading; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Petition of *Chester County Inhabitants*, for a Bridge over *Brandywine*, &c. was read the second Time, and debated

Resolved, That the Petitioners may erect a Bridge at the County Charge, according to the Prayer of the said Petition; and that that Part of the Petition relating to Grinding and Boulting, be laid aside as impracticable; and that part relating to Stone Horses is answered in the Bill now before the House.

The Bill, intituled, *An Act for demolishing and removing Fishing-dams*, &c. was read the third Time, and amended.

Resolved, That the said Bill as now amended do pass.

Ordered, That the same be transcribed, in order to lay before the Governor.

The Petition of divers Inhabitants of this Province, and the *Jerseys*, recommending *Silvanus Smout* as a fit Person to attend on the two Ferries from *Philadelphia* to *Cooper's* and *Gloucester*, was presented to the House, and read, and ordered to lie on the Table.

The Petition of *Armstrong Smith*, requesting the Ferries from *Philadelphia* to *Cooper's* and *Gloucester* may be continued to him, who is likewise recommended by a great many, both of this Province and the *Jerseys*, was presented to

the House, read, and ordered to lie on the Table; and then the House adjourned till Eight a Clock To-morrow Morning.

The House met, &c.

The Bill, intituled, *An Act to enable John Cratho, &c. to trade, and to buy and hold Lands*, was read a second Time, and ordered a third Reading this Afternoon.

The Petition of *James Mole, John Henderson, and John Creighton*, setting forth the many Hardships they labour under, about a Letter of Administration taken out by *Thomas Hill*, was read the second Time.

The Petition of divers Inhabitants of *Chester County*, relating to the said Affair, was read the second Time.

Then was produced to the House the Proprietaries Warrant for the Running the Circular Line betwist the Counties of *Chester* and *New-Castle*, and the Draught of the same run accordingly, which appears to this House to agree with the Letters Patents; as also sundry Affidavits were read relating to the said Petitions. After Debate upon the same,

Ordered, That *Francis Rawle, John Kearsley, Jeremiah Langhorne, and Samuel Nutt*, draw up a Representation thereof to lay before the Governor, and bring it to this House To-morrow Morning.

Then the House entered on a Debate about the Publick Accounts, and it was moved that there was an Omission in the former Accounts of the Duty of a large Quantity of Rum imported, which the said Committee have Orders to inspect into.

Ordered, That *Samuel Hudson* be added to the said Committee.

Ordered, That *Job Goodson, and Samuel Hudson*, carry the following Bills to the Governor for his Concurrence thereto, and know the Governor's Pleasure about the Affirmation Bill; and also bring Back the Petitions.

The Bill, intituled, *An Act for continuing the Ferry over Neshaminy Creek to John Baldwin*.

The Bill, intituled, *An Act for demolishing and removing Fishing-dams, Wares and Riddles, set cross the River Schuylkill, and other Nusances in navigable Rivers*.

The Bill, intituled, *An Act to enable Trustees to sell the old Court-House and Prison belonging to the Borough and County of Chester*.

The Petition of the Mayor and Recorder of the City of *Philadelphia*, requesting that the Ferries to *Cooper's* and *Gloucester* may be vested in the Mayor and Commonalty of

the said City for the Time being, was presented to the House, and read, and ordered to lie on the Table; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Petition of *Bucks County* for the Prison and Court-House to be built at *New-Town*, &c. was read the second Time, and ordered a third Reading.

The Bill, intituled, *An Act to enable John Cratho, and others, to trade, and to buy and hold Lands, &c.* was read the third Time, and amended.

Resolved, That the said Bill do pass.

Ordered, That the same be transcribed to lay before the Governor, and that the Members, appointed to carry the other Bills, carry this also, and desire the Governor's Concurrence.

The Petition of the Mayor and Recorder of the City of *Philadelphia*, requesting the Ferries, &c. was read the second Time.

The Petition of sundry Persons, recommending *Silvanus Smout* for the said Ferry, &c. was read the second Time.

The Petition of *Armstrong Smith* for the said Ferry, was read the second Time.

Resolved, That the said Petitions be laid aside, being there is above one Year yet unexpired of the Term for which it was granted to the said *Armstrong Smith*.

The Members appointed to carry the Bills to the Governor, report, that they delivered them according to Order; and that he has considered the Affirmation Bill, and will order his Secretary to deliver the Petitions; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Members appointed to draw up an Address to the Governor, brought the same to the House, which was read, and, after some Amendments, agreed to, N. C. D.

Ordered, That the same be transcribed, and is as follows, viz.

To Sir WILLIAM KEITH, Baronet, Lieutenant Governor
of the Province of *Pennsylvania*, &c.

The ADDRESS of the REPRESENTATIVES of the Freemen
of the said Province, in GENERAL ASSEMBLY met.

May it please the Governor,

THE Care the Governor has taken to preserve this Province from intestine Disorders, as well as Insults and Disturbances from Abroad, has been so evident, that we reasonably

conclude, any Thing contrary to this cannot be sooner known than his utmost Care will be ready to redress such Grievances.

It is upon this Dependance we, at this Time, do address the Governor, that he would be pleased to put a Stop to a most pernicious Incroachment upon the Boundaries of our Province, neighbouring upon New-Castle County, which hath been greatly complained of to us by the Inhabitants of Chester County in two Petitions, confirmed by the solemn Depositions of several Persons, setting forth many barbarous and violent Assaults on sundry Persons, to the greater Terror of the Inhabitants, the Loss of their Goods, and Neglect of their Farms and necessary Employments; and what is yet more aggravating and injurious to the King's Peace, divers Attempts have been made, and Endeavours still used, to force several Persons out of this Government: The ill Consequences of which, we humbly conceive, many tend very much to lessen the Publick Funds of our Province, and thereby render the Inhabitants less able to support Government; and also in some Measure injure the Credit of our new Currency, giving at the same time a Liberty to act Hostilities, under Pretence of Law and Authority; which, with too great Probability, may be feared will render some Men, within those controverted Places, so indifferent to all Law and Government, as to set up an Independence, not easy to be brought to Subjection.

What Pretences the Incroachers upon our Boundaries can have, we know not: but legal Ones we are certain they cannot have. The King's Charter, granted to our Proprietary, for this Province, as well as the Deed of Feoffment from the Duke of York for New-Castle, and the Adjacents, doth expressly confirm the Bounds to Twelve Miles Distance from the Town of New-Castle: Besides, our Proprietary, whose Power therein we hope is not disputed, did, by a Warrant under his own Hand, appoint two skilful Artists, with six Justices of the Peace, to run the said Division-line as the King's Charter, &c. doth direct; which was accordingly done in the Year. 1701.

That Incroachments of this Kind complained of are really Grievances to the Subject, as well as Loss to the Proprietary, which the Governor, we doubt not, is fully sensible of; therefore crave of him, as he is so providentially placed over both the Governments, as well where the Complainants as the Offenders respectively inhabit, that he would use that Power, and discreet Management, which we are fully sensible

he is master of, to compose those Differences, and, as much as may be, redress the Grievances of those who have been so greatly injured in this Affair. And this House is humbly of Opinion, that the most effectual Means to allay Commotions amongst the People on this Side the Division-line is, to supersede or call in such Warrants as give Colour to carry Persons to New-Castle Goal, that may be apprehended in Chester County for Facts committed in that County: Therefore it is the earnest Request of this House, that the Magistrates, on each Side of the Line, may be directed by the Governor to observe it, as the proper Limit of their Jurisdiction.

Signed by Order of the House, by

May 2, 1724.

DAVID LLOYD, Speaker.

Ordered, That John Swift, John Kearsley, Job Goodson and Joseph Pennock, present the same to the Governor.

The Petition of *Everard Boulton*, and *Margaret* his Wife, and *Samuel Jones, Jacob Jones, &c.* desiring the Aid of this House to enable the Trustees, appointed by the last Will and Testament of *John Jones*, late of *Philadelphia* Merchant, or others, if the said Trustees decline the same, to sell and distribute the Estate of the said *John Jones* amongst his Children, according to the Direction of his said last Will and Testament; was read the first Time, and ordered a second Reading.

The Petition of sundry Persons, who had taken some Counterfeit Bills, issued by one *John Jones*, who escaped out of the Hands of the Officer carrying him to Prison, &c. setting forth, that they ought not to suffer through the Negligence of the Printer, and praying that they may have some Relief, &c. was read the first Time and ordered a second Reading.

The Members appointed to carry the Address to the Governor, return, and report, they delivered it according to Order; and that the Governor was pleased to say, he should prepare a suitable Answer to lay before the House in writing on *Monday* next; and then the House adjourned till the fourth Instant at Three a Clock in the Afternoon.

The House met, &c.

Ordered, That Samuel Nutt, and Matthias Holston, wait on the Governor, and acquaint him, that the House being met, are ready to receive and consider any Thing he shall please to offer; and then the House adjourned till Eight a Clock To-morrow Morning.

The House met, &c.

The Members appointed to wait on the Governor, report, that they had done their Message according to Order; and that he was pleased to say, he should send an Answer to the Address of *Saturday* this Afternoon, or To-morrow Morning.

The Petition of *Thomas Burrell*, and *Aaron Harding*, requesting that a sufficient Number of skilful Men be appointed Pilots for this River, &c. was read the second Time, and considered.

Resolved, That inasmuch as the Petitioners are not recommended by Owners of Vessels and Masters, the Petition be rejected.

The Petition of the Inn-holders and Tavern-keepers, setting forth, that the Recorder obliges them to pay larger Fees than the Law in that Case allows, and praying Redress; was read the second Time, and debated.

Ordered, That the said Debate be referred to another Time.

The Petition of *Everard Bolton*, and *Margaret*, his Wife, and the children of *John Jones*, deceased, &c. desiring Leave to bring in a Bill to enable Trustees to sell and dispose of the Estate of the said *John Jones*, in order to divide the same amongst them, as the Will directs, &c. was read the second Time, and debated.

Resolved, That the Petitioners have Leave to bring in a Bill accordingly.

The Petition of those Persons who had taken Counterfeit Bills of Credit, issued by one *John Jones*, &c. was read the second Time, and debated.

Ordered, That *Thomas Chandler*, and *Joseph Fell*, acquaint *Andrew Bradford*, that the House orders him to appear before them betwixt Three and Four of the Clock this Afternoon; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

Andrew Bradford, according to Order, attended the House, and being called in, was reprimanded by the Speaker, for his Negligence in his Trust; was advised to make Satisfaction to the Persons aggrieved, without suffering himself to be compelled thereto by Course of Law.

Ordered, That *Benjamin Jones* go to the Legatees of *John Jones*, deceased, and acquaint them with the Order of the House: Who returned, and brought in a Bill, intituled, *An Act for vesting the Lands, Tenements and Hereditaments; and*

also the personal Estate of John Jones, late of Philadelphia Merchant, deceased, in Trustees to be sold, and the Monies arising, by Sale of the real and whole personal Estate, to be divided amongst the Children of the said John Jones, according as in and by the last Will and Testament is directed; which was read the first Time, and ordered a second Reading.

Then the House resumed the Consideration of the Tavern-keepers Petition; and, after some Time spent, the House came to this Resolution, *viz.* That if any Person has taken larger Fees than the Law directs for Recommendation, &c. the Law is open, and they may be proceeded against according as the said Law directs.

The Governor, by his Secretary, presented to the House, in Writing, an Answer to the Address of the second Instant, which was read, and is as follows, *viz.*

Mr Speaker, and Gentlemen of the Assembly,

"YOUR House may assuredly depend on the Continuance of that Care for the Preservation of the Public Peace of this Province, which, in the first Paragraph of your Address of the second Instant, you are pleased so heartily to acknowledge and approve of hitherto; and as I cannot think of any Thing that will more effectually contribute to that good and desirable End, than an entire Confidence between the Governor and House of Representatives, I would hope and expect that the House on their Parts will be very cautious in giving to ready an Ear to Complaints, which evidently tend to weaken the Governor's just Authority, by throwing indecent Reflections on his Character, and on the most justifiable Parts of his Conduct.

The House, I am sure, are so well assisted with the ablest of our Magistrates, that they do not want to be informed from without Doors of the Nature of a Hue and Cry, which daily carries Persons from Sheriff to Sheriff, out of one Government into another, for the smallest Breaches of the Peace; and indeed, without the Help of this Writ, every Colony, or separate Government in *America*, would inevitably become an Asyle to protect Malefactors, and other Evil Persons, from that Justice, which, by an *English* Constitution, they can only receive in that Place where the Offence was committed; since therefore what I have done in the Case before us, is, in Truth, no more than barely enforcing the Effects of a lawful Hue and Cry, which had been formally and well indorsed by a Magistrate of *Chester* County, it is, I verily believe, impossible so to misrepresent this Thing to the pres-

ent House of Representatives, as to lead them into the Commendation of a most equitable and justifiable Act, especially when it circumstantially relates to the due Execution of an Officer in the neighbouring Government, which is immediately under my own Care and Inspection, and for the Faithful Management and Discharge whereof, I am truly accountable to the King's Majesty.

Upon a little more Consideration, I doubt not but the House will be aware, that the legal Process, issued as above, against a very scandalous and notorious Offender, seems on this Occasion, by some artful Contrivance, to be designedly interwoven with the Dispute between *Chester* and *New Castle* Counties concerning their Boundaries, which being, as the House very justly observes, a Matter truly of Weight and Importance to the Publick Peace of the whole Government, I hope, they will reject such Arts, and cordially join with me in considering this other Affair purely by itself, with as much Temper and neighbourly Good-will as is consistent with material Justice to all the Parties concerned.

With a most sincere Intention therefore of using my best Endeavours to ascertain, for the Future, the Boundary betwixt *New-Castle* and *Chester*, according to your Request, I must desire that you will please to order the proper Persons to lay before me and the Council, as soon as may be, the original Papers on which the Draught of the Circular Line, for bounding the County of *New-Castle*, is founded; as also the Names of such Persons alive as can be had to give Evidence concerning the same; and then I will take it upon me to assume the House that no Time shall be lost, nor any Thing omitted, that is in my Power, to bring that Matter to a happy Conclusion; for such is my natural Disposition towards the Good-People of this Province, that I cannot refuse their Representatives any Thing which they please to ask of me, so that it be consistent with such Rules of Honor and Justice as I have ever followed, and do still prescribe to myself in all publick Transactions."

May 5, 1724.

WILLIAM KEITH.

Ordered, That *John Kearsley*, and *Job Goodson*, wait on the Governor, to know what Time he will please to be attended on with those Papers relating to the Circular Line; and then the House adjourned till Eight a Clock To-morrow Morning.

The House met, &c.

The Members appointed to wait on the Governor last Night report, that they had done their Message according to Order;

and that he answered, he could not fix the Time when, being he expected *John French* up from *New-Castle*; and likewise desires the Papers may be delivered to his Secretary, he giving his Receipt for them: Upon which the House entered on a Debate; and, after some Time spent,

Ordered, That *Francis Rawle*, *Jeremiah Langhorne*, *Joseph Pennock*, and *Benjamin Vining*, wait on the Governor, and acquaint him, that the House were in Expectation that no Time should be lost till the Matter now in Debate should be accommodated; and since the House expects to end the Session this Week, they are willing to order the Surveyor-General to lay before the Governor the Original Surveys of the Circular Line, or authentick, Copies thereof, with the Proprietary's Warrant, and Return of the Surveyor that laid out the said Line, and give Notice to the Persons now living, that can evidence the same; and the House will, if desired, lay before the Governor the Proofs of the Complaints against the Exorbitant Usage of the Magistrates and People of *New-Castle*; and this House is unanimously of Opinion, that the Circular Line was regularly run, and can condescend to nothing that may seem to call the same in Question; and also desire to know his Pleasure about the Bills before him: Who return, and report, that they had done their Message, according to Order; and that, in Answer thereto, he says, in Justice to the People on that Side, as well as on this Side the Line, he thinks it his Duty to enquire more narrowly into that Affair; and if it appears that the Line was regularly run, it should be observed for the Boundaries for the Future; and that the Governor desires a Conference with a Committee of the House; and that he designs to meet his Council this Afternoon, in order to dispatch the Bills before them.

The Petition of *Samuel Carpenter*, setting forth the Credit our Flour Manufacture has gained since his being appointed Searcher; but that the good Intent of that Act is very much evaded by a Deficiency therein, prays that an Addition may be made to the same, obliging all Flour to be branded before Exportation, and that an Addition may be made to his Salary; was presented to the House, and read, and ordered to lie on the Table; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Governor, by his Secretary, returned three Bills, *viz.* The Bill, intituled, *An Act to enable Trustees to sell the old Court-house*, &c. without any Amendments The Bill, intituled,

An Act for continuing and establishing a Ferry over Neshaminey, &c. with one Amendment, which the House agrees to.

The Bill, intituled, *An Act for demolishing and removing Fishing-dams, &c.* with an Objection against the same in the following Words, *viz.*

"The Governor and Council are unanimously of Opinion, that this Bill doth invest the Sheriffs of the respective Counties with a new Kind of Authority, which, on many Occasions, may be attended with Inconveniences, as well as too great a Trouble to, and Incumbrance upon, that considerable Officer: Moreover, the Board is of Opinion, that this Bill ought not to be passed in the Terms wherein it is conceived, until some Disputes about the Boundaries between the Counties of *Philadelphia* and *Chester* upon the River *Schuylkill*, now depending before the Governor and this Board, are fully discussed and settled; but if any present Occasion appears to make Addition to the Laws already in Force, for removing such Nusances, the Board is of Opinion, that a short Bill, directing, that such Nusances being found by Bill before any of the Grand Juries of the respective Counties, to be proceeded against and removed, as the Law provides in the Case of publick Nusances, will be sufficient."

The Petition of sundry Inhabitants of *Bucks* County, against the Removal of the Prison and Court-house from Bristol, &c. was presented to the House, and read, and ordered to lie on the Table.

The Bill, intituled, *An Act to improve the Breed of Horses, and regulate Rangers*, was read the Third Time, and amended.

Then a Motion was made, and the Question put, that the said Bill as now amended, pass into a Law? *Passed in the Affirmative.*

Ordered, That the same be transcribed, in order to lay before the Governor for his Concurrence thereto; and then the House adjourned till Eight a Clock To-morrow Morning.

The House met, &c.

The Governor, by his Secretary, presented to the House a Written Message, which was read, and is as follows, *viz.*

Mr. Speaker, and Gentlemen of the Assembly.

"HEREWITH I send you the Perusal of an original Instruction, which I lately received from the Crown, in relation to the Passing of private Acts of Assembly in this Province; by which, I conceive, is meant Acts relating to Privileges or Advantages granted to particular Persons, and not to the Publick in general; and I judge it will be proper

for you to cause a Copy of it to be entered upon your Journal, for your better Direction in Cases of that Nature.

I also return to you the Bill for enabling certain Persons to trade in this Province, &c. without communicating it to the Council, because I take it to be within the Limitation of this Instruction; and when you intend to present any Bill of the like Nature for the future, I must desire that you will please to follow, as much as may be, Precedents of the same Kind in *England*, where the Parties are particularly directed, in the Body of the Act, to Qualify themselves before some Court of Record, and upon their Qualifications, being entered within a certain Time only, they are entitled to the Privileges intended to be granted by such Act.

I take this Opportunity to acquaint you, that I have received some Letters from *England*, of the Second of *March* last, which inform me, that all Things relating to the present Administration of this Government are well approved of."

W I L L I A M K E I T H.

By the LORDS JUSTICES,

WILLIAM CART

ROXBURGH,

GRAFTON,

CARLETON, P.

MACCLESFIELD, Ch.

CADOGAN.

L. S.

Additional INSTRUCTION for Sir WILLIAM KEITH, Baronet, Deputy Governor of his Majesty's Province of Pennsylvania, in America, or to the Commander in Chief of his Majesty's said Province for the Time being. Given at Whitehall the 23d Day of July, 1723, in the Ninth Year of his Majesty's Reign.

WE do hereby, in his Majesty's Name, direct and require that you do not give your Assent to any private Act until Proof be made before you in Council (and entered in the Council Books) that publick Notification was made of the Parties Intention to apply for such Act, in the several Parish Churches where the Premises in Question lie, for three *Sundays* at least successively, before any such Act shall be brought into the Assembly. And further, you are to take Care, that for the future you do not pass any private Act without a Clause inserted therein, suspending the Execution of such Act until his Majesty's Royal Approbation shall be had thereof.

The Governor's Secretary likewise delivered, by Word of Mouth, that the Governor designs to meet his Council betwixt Three and Four of the Clock this Afternoon, at *William Fishbourn's*, where he desires the House will lay before him

those Papers relating to the Circular Line.

Ordered, That *Benjamin Jones*, and *Thomas Chandler*, carry the Bill, intituled, *An Act to encourage the Breed of Horses, and regulate Rangers*, to the Governor for his Concurrence; likewise the Bill, intituled, *An Act for continuing and establishing a Ferry* over *Neshaminy*, &c. as now amended, for his Assent thereto: Who return, and brought back the last mentioned Bill, and report, that the Governor allows the same.

Ordered, That the same be ingrossed.

The Petition of sundry Inhabitants of *Bucks County*, for the Removal of the Court-house, &c. was read the third Time.

The Petition of sundry Inhabitants of *Bucks County* aforesaid, against the Removal of the Court-house, &c. was read the second Time; and then the House entered on a Debate about the same.

Ordered, That the Debate be referred till To-morrow; and then the House adjourned till Half an Hour past Two a Clock this Afternoon.

The House met, &c.

The Committee of Accounts brought in the same, which being read, is as follows, *viz.*

WE the Committee appointed to settle the Publick Accounts, report, that we have settled with *Owen Roberts*, Collector of the Imposts, and Duties of *European Goods* and *Negroes*, &c. and the Sums carried to the Credit of the Province, are *viz.*

Impost on Rum, Wine, Melasses, <i>European</i>	}	£	659	7	6½
Goods and <i>Negroes</i> , &c. from the 8th of the					
Third Month, 1723, to the 1st Day of the					
Twelfth Month, 1712-24,					
Ballance of the Accounts settled with the					
Committee last,			896	9	6½
			£ 1555 17 1		
Of which he hath paid to the Treasurer,			305	7	3
			Balance due, £ 1250 9 10		

We have also settled the Treasurer *Samuel Preston's* Accounts, and find the total Debts of the Province, for all Orders issued since the last Settlement, made the 20th Day of the *Ninth Month*, 1723, is *One Thousand One Hundred and Two Pounds*, which, with Bills of Credit for *One Thousand and Three Hundred Pounds*, paid him by the Trustees of the General Loan-Office, and the Treasurer's Account of *Indian Treaties*, *Forty-four Pounds*, *Seventeen Shillings*, and *One*

Penny Halfpenny, also his Charge for Interest and Exchange, for Cash received to supply the *Albany Journey*, *Nine Pounds*, *One Shilling*, and *Ten-pence*, which makes the Amount of the Debt of the Province, *Two Thousand Four Hundred and Fifty-five Pounds*, *Eighteen Shillings*, and *Eleven-pence Halfpenny*; which, with his Commissions, at *Five per Cent.* is *One Hundred and Twenty-two Pounds*, *Sixteen Shillings*; and the Balance due for former Orders and Accounts, is *Two Thousand Seven Hundred and Ninety-nine Pounds*, *Five Shillings*, and *One Penny*; which makes the whole Debt of the Treasurer's Account, *Five Thousand Three Hundred and Seventy-eight Pounds*. Towards Payment of which Sum, he hath received from the Loan-Office, *One Thousand and Three Hundred Pounds*; from the Collector of Imposts, *Three Hundred and Five Pounds*, *Seven Shillings*, and *Three-pence*; and from the Collector of Excise, *Seventy-one Pounds*, *Five Shillings*; which Sums received, make *One Thousand Six Hundred and Seventy-six Pounds*, *Twelve Shillings*, and *Three-pence*; then remains a Balance due from the Province, in full of all Orders and Accounts, to the 7th of the *Third Month*, 1724, *Three Thousand Seven Hundred and One Pounds*, *Seven Shillings*, and *Nine-pence Half-penny*, viz. To the Loan-Office, *One Thousand and Three Hundred Pounds*; to the Treasurer, *Two Thousand Four Hundred and One Pounds*, *Seven Shillings*, and *Nine-pence Half-penny*; to discharge Part of which, there remains a Balance of *One Thousand Two Hundred and Fifty Pounds*, *Nine Shillings*, and *Ten-pence*, in the Collector of Impost's Hands, for Duties of Rum, Wine, Melasses, *European Goods* and *Negroes*, &c. and the Entries of *Negroes* from the 1st Day of the *Twelfth Month*, 1723-24.

We have also examined and settled the Accounts of the Collector of Excise, the whole Amount of which, for the City and County of *Philadelphia*, from the 2d Day of *Second Month*, 1723, to the 7th of *Third Month*, 1724; and for the County of *Bucks*, from the same Time, to the 6th of *Ninth Month* last, is *Two Hundred and Fifty-one Pounds*, *Six Shillings*, and *Eight-pence*; and from the 14th of *Twelfth Month*, 1722, for the County of *Chester*, to the 14th of the *Twelfth Month*, 1723, *Forty-seven Pounds*, *Seventeen Shillings*, and *Ten-pence*; the total Amount is *Two Hundred Ninety-nine Pounds*, *Four Shillings*, and *Six-pence*; out of which his Commissions amounts to *Twenty-nine Pounds*, *Eighteen Shillings*, and *Five-pence Halfpenny*; and Balance of last Year's Account, due to him, is *Fifty-five Pounds*, *Two Shillings*, and *Ten-pence*,

with *Seventy-one Pounds, Five Shillings*, paid the Treasurer; remains a Balance in the Collector's Hand, *One Hundred Forty-two Pounds, Eighteen Shillings*, and *Two-pence Three Farthings*. All of which is humbly submitted to the Correction of the House, by

WILLIAM WEBB,
SAMUEL HUDSON,
WILLIAM BILES,

ANTHONY MORRIS,
BENJAMIN VINING,

A Message from the Governor, by his Secretary, that the Governor and Council are met, and ready to receive what the Committee of the House have to lay before them; upon which,

Resolved, That the Speaker, *John Swift, Francis Rawle, Benjamin Vining, William Webb, Samuel Nutt, and Joshua Pennock*, be a Committee to lay before that Board what is needful; and then the House adjourned for Half an Hour.

The House met, &c.

And the said Committee attended on the Governor and Council; and being returned, the Speaker resumed the Chair, and reported, that they produced the Vouchers, that proved the Circular Line was run according to the Warrant and Draught; which, by the Request of that Board, were left for their Perusal, and to be returned by the Treasurer, who has given his Receipt for the same.

And that the Governor was pleased to say, in relation to the Difference about the Administration on *M'Gill's Estate*, that as Metropolitan in respect to the Office of Administration, he would issue an Order to both the Administrators to bring all the Effects of the said *M'Gill* to *Philadelphia*, and put them into the Hands of the Recorder of said City, in order to pay all lawful Demands on said Estate, and that he would stop all Process.

Ordered, That *Jeremiah Langhorne, and Anthony Morris*, wait on the Governor with the Bill, intituled, *An Act to enable John Cratho, and others, to trade and buy Lands*, &c and know his further Pleasure therein; and also carry the Receipt to the Treasurer, and bring back the Papers: and then the House adjourned till Eight a Clock To-morrow Morning.

The House met, &c.

The Members appointed last Night to carry the Naturalization Bill back to the Governor, brought the same again to the House, and report, that the Governor will pass the said Bill, with the Qualification inserted in the Body of the Bill, and a Clause not to take Effect till the King's Pleasure be known therein.

The Petition of *Thomas Clifford*, late Collector of *Bucks County*, setting forth his great Loss by Fire, which has rendered him unable to pay the Monies then due to the Province, &c. praying this House to consider his Misfortunes, &c. was brought into the House, and read and considered.

Ordered, That the said Petition be referred to *Jeremiah Langhorne*, and *William Biles*, who are ordered to examine the Petitioner what Sums of Money are owing to him; and further, how much he may be likely to collect of the Arrears, and make Report to this House at their next Meeting.

The Governor's Secretary brought back the Bill for encouraging the Breed of Horses, and regulating Rangers, with some Proposals of Amendments; to which the House condescends.

Then the House resumed the Consideration of *Bucks County* Petitions for and against the Removal of the Court-house; and, after some Debate thereon, a Motion was made, and the Question put, that the Petitioners, for the Erecting a new Court-house, &c. at *New-town*, have Leave to bring in a Bill according to the Prayer of the said Petition? *Passed in the Affirmative*.

The Case of the People called *Quakers*, in respect to the Forms of Declaration, &c. with a Petition at the Bottom, setting forth, that the said Case had been laid before the Governor, and that they are informed that the Bill, prepared for that Purpose, lodges at the Governor's, requesting this House to use their Endeavours, in Behalf of the said Bill, by some written Message to the Governor, in order that the same may be brought forwards, &c. was brought in and read:

Upon which it is ordered, that the Speaker draw up a short Address about the same, against the Afternoon, to lay before the Governor; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Speaker, according to Order, presented to the House an Address to the Governor, which was read, and agreed to; which being transcribed, and signed by the Speaker, is as followeth, *viz.*

To Sir WILLIAM KEITH, Baronet, Lieutenant Governor of the Province of *Pennsylvania*, &c.

The ADDRESS of the Representatives of the Freemen of the said Province, in GENERAL ASSEMBLY met.

Humbly sheweth,

THAT this House, at their last Sitting, laid before the Governor a Bill for bringing over the Forms of Affirmation, &c.

prescribed by the Statute of the Eighth of this Reign to the People called Quakers, which we desire may pass into a Law, hoping it will be a Means to make the said People universally easy, and render them more serviceable in this Government.

There was a large Representation laid before this House, as a State of the said Peoples Case respecting the Forms of Affirmations contained in our Bill; and we understand the like has been presented to that Board, which, we hope, may induce the Governor to pass the Bill as desired, and we shall take it as an additional Instance of the Governor's Good-will to the Welfare of the People committed to his Care.

Signed by Order of the House, by

May 8, 1724.

David Lloyd, Speaker.

Ordered, That Anthony Morris, and Samuel Levis, wait on the Governor with the same; also, that they carry the Bill to improve the Breed of Horses, &c. likewise the Bill to enable John Cratho, and others, to trade and buy and hold Lands, &c. as now amended, and desire his Concurrence to the said two Bills; Who return, and report, that the Governor was pleased to say, he did allow the said two Bills, and will return an Answer To-morrow Morning.

Ordered, That the Bills be ingrossed; and then the House adjourned till Eight a Clock To-morrow Morning.

The House met, &c.

The Governor's Secretary brought an Answer to the Address of Yesterday, which was read, and is as followeth, *viz.*

Mr. Speaker, and Gentlemen of the Assembly,

"IN Answer to your Address of Yesterday, I have ordered the Council to meet this Morning and I will use my best Endeavours to confirm the People of this Province in the just Sense which you are pleased to say they have of my Good-will towards their Welfare and Prosperity, by agreeing to the Bill you mention without any Alteration, other than the Addition of the proposed Clause for its waiting the King's Royal Assent, according to your Desire.

The Uneasiness which had like to have been raised lately amongst us gave me much Concern; and since I find the Original of it is wholly owing to the Register-General's pretending to substitute an Authority in this Province directly opposite to mine, I have taken a Resolution to remove him from that Office, and to commissionate another, a discreet Person, in his Room, according to the Direction of an Act of Assembly passed in the Year 1712; for as it is just and requisite to commend and encourage Persons of all Ranks

amongst us, who in a Spirit of Meekness, dispose themselves towards the Promotion of Peace and Unanimity; so it is necessary and wholesome, in every well ordered Government, to resent the abominable Artifices and Contrivances of such as dare presume to foment any Division, but more especially in the Legislative Body, that others for the future may be deterred from the like Practices."

WILLIAM KEITH.

Ordered, That *Job Goodson*, and *Samuel Hudson*, wait on the Governor, and acquaint him, that the Clause is in the Bill now before him, and know his further Pleasure.

Then the House entered on the Consideration of publick Payments.

An Account, intituled, *The Province of Pennsylvania Debtor to Richard Hill Esq; one of the Judges of the Supreme Court, amounting to Seventy-six Pounds, Three Shillings, and Fourpence*, was read, and considered.

Then a Motion was made, and the Question put, that an Order be issued on the Treasurer for Payment of the same? *Passed in the Affirmative*.

That an Order be issued for the Payment of *One Hundred Pounds* to *David Lloyd, Esq;* for his Salary this current Year as Judge of the Supreme Court? *Passed in the Affirmative*.

That *Edward Rinniston's* Account of *One Pound, and Fourpence*, for *Indian Expences*, be allowed, and an Order issued for the same on the Treasurer? *Passed in the Affirmative*.

That *Patrick Baird's* Account of *Twenty-three Pounds, Fifteen Shillings*, for his Salary as Clerk of the Council, from the 1st of *November, 1722*, to the 1st of *May, 1724, &c*, be allowed, and an Order issued for the same on the Treasurer? *Passed in the Affirmative*.

That *Robert Asheton* be allowed *Fifty Pounds*, his usual Salary, and an Order issued on the Treasurer for the same? *Passed in the Affirmative*.

That *Andrew Hamilton* be allowed *Sixty-Pounds*, this Year's Salary, and an Order issued for the same? *Passed in the Affirmative*.

That *John Eyers* have an Order issued on the Treasurer for his Year's Salary, viz, *Five Pounds*? *Passed in the Affirmative*.

That *Nicholas Rosogan* have an Order for his Wages as Doorkeeper, at *Two Shillings and Six-pence per Day*, viz. *Five Pounds, Ten Shillings*? *Passed in the Affirmative*.

All which said Orders being drawn, and signed by the Speaker, were delivered to the said Persons by the Clerk.

Two Members of Council brought the Affirmation Bill to the House, and acquainted them, that the Governor assents thereto, and will be in Council at Three a Clock this Afternoon, in order to receive the House, and pass the Laws; also to join with a Committee of this House to examine the ingrossed Bills.

Ordered, That *Anthony Morris*, and *Samuel Hudson*, be appointed for that Purpose; which was done accordingly, and the said Bills afterwards delivered in at the Table.

Ordered, That the Trustees of the General Loan-Office pay the Signers, and the Printer of the Bills of Credit, the several Sums due to them, out of the *Twenty-six Thousand Five Hundred Pounds* that the Law appointed to be lett out upon Loan; and then the House adjourned till Half an Hour past Two a Clock this Afternoon.

The House met, &c.

After some Debate, the House drew up an Order for the Committee of Accounts, which was read, and signed by the Speaker, and is as follows, *viz.*

WHEREAS by a *Resolve of Assembly*, in 1720 an Order was issued for One Hundred and Fifty Pounds out of the Treasurer, payable to William Trent, Isaac Norris, and Jonathan Dickinson, or any two of them, to answer Demands in Great-Britain for the Publick Service of this Province, pursuant to a Vote of Assembly in 1718, and that the said Persons should lay the Account of their Proceedings before the Assembly from Time to Time; which not being hitherto observed, it is ordered, that Francis Rawle, Anthony Morris, John Kearsley, and Samuel Hudson, or any three of them, be a Committee to receive the said Account from said Norris; as also to settle with him and see that the Treasurer receives Satisfaction for the Balance.

And it is further ordered by this House, that the said Provincial Treasurer shall, forthwith, use proper Measures to recover and receive the Balance of Owen Robert's Accounts, due to the Provincial Treasury.

It having been sundry time motioned in the House about torn and defaced Bills, the House fell into a Debate thereon;

Ordered, That the Trustees of the General Loan-Office do exchange out of those Bills, paid into the said Office, at such Times as their Trust obliged them to attend, such torn and defaced Bills of Credit as shall be brought to them, in Sums

not less than *Ten Shillings* to any one Person, and to give Advertisements for that Purpose.

Then the Speaker, with the whole House, waited on the Governor, with the Bills, in order to have them passed into Laws; and being returned, the Speaker resumed the Chair, and reports, that the Governor was pleased to give his Assent to, and pass into Laws, the Bills, whose Titles are as follows, *viz.*

An Act for continuing and establishing a Ferry over Neshaminy Creek, on the King's High-road from Philadelphia to Bristol, in the County of Bucks.

An Act to enable Trustees to sell the old Court-house and Prison belonging to the Borough and County of Chester.

An Act to enable John Cratho, Caspar Wistar, and Nicholas Geatau, to trade, and to buy and hold Lands in this Province.

An Act to improve the Breed of Horses, and Regulate Rangers.

An Act prescribing the Forms of Declaration of Fidelity, Abjuration and Affirmation, instead of the Forms heretofore required in such Cases.

Ordered, That *Francis Rawle*, and *John Kearsley*, go to the Rolls Office, and see the Great Seal affixed to the said Laws: Who return, and report, the Seals were fixed to them in their Presence.

Ordered, That *John Kearsley*, *Job Goodson*, *William Biles*, and *John Crosby*, be a Committee to inspect the Accounts of the General Loan-Office, and to sink and destroy the proportionable Part of the Bills of Credit, as the Law directs, they having first compared the said Bills of Credit with the Counter Parts, and entered into a Book, to be kept for that Purpose, the Number and Value of each Bill of Credit so sunk and destroyed; and then the House adjourned till the Tenth of *August* next. ,

THE House met pursuant to their Adjournment.

Ordered, That *John Kearsley*, and *William Biles*, wait on the Governor, and acquaint him, that the House are met, according to Adjournment and desire to know if he has any Thing to communicate to them; and then the House adjourned till Eight a Clock To-morrow Morning.

The House met, &c.

Ordered, That the Minutes of the last Sessions be read, which was accordingly done.

The Members appointed last Night to wait on the Governor report, that they had done their Message according to Order;

and that the Governor was pleased to say, he had nothing at present, but if the Assembly should make any Stay, he would prepare what he had received from *England* to lay before the House.

The Petition of sundry Inhabitants of *Chester County*, setting forth their entire Satisfaction in the Proceedings of the last Sessions about the Administration of *Thomas Hill*, &c. but that the Articles agreed upon were not complied with, and that the said *Thomas Hill* was indicted for Felony at *New-Castle* Court about the said Matter; requesting if the said *Thomas Hill* has acted contrary to Law, he may be tried in the Place where the said Fact was committed, and that his said Administration may continue, &c. was presented to the House, and read the first Time, and ordered a second Reading this Afternoon.

The Petition of *James Mole*, *John Henderson*, and *John Creighton*, returning Thanks to this House for their Charity and Care used towards them last Sessions; but notwithstanding they are still under the same or worse Apprehensions of Danger from *New-Castle*, praying Redress, &c. was presented to the House, and read, and ordered a second Reading this Afternoon.

The members appointed the eighth of *May* last to examine *Thomas Clifford*, late Collector of *Bucks County*, concerning his Circumstances, report, that they had done according to Order, and that he is never likely to collect or pay any of the said Arrears.

The Committee appointed the ninth of the same to settle with *Isaac Norris*, report, that he made it appear that he had paid *Fifty Pounds* to *Henry Goldney*, by Bill of Exchange, and the said *Goldney's* Letter, and says, he had wrote to his Correspondent to inform him of the Particulars for which the said Sum was laid out; and as to the remaining *One Hundred Pounds*, he was ready to deliver back the Order to the Treasurer. And the said Committee report, that they spoke to *Samuel Preston*, and that he had not received the Balance from the Collector of Impost, &c. according to the said Order.

The Committee appointed the said ninth of *May* to inspect the Accounts of the General Loan-Office, &c. report, that they had not the Opportunity of meeting all together, so that there is nothing done in that Affair: Therefore 'tis ordered that *Francis Rawle*, *Anthony Morris*, *John Kearsley*, *Job Goodson*, and *Samuel Hudson*, be a Committee to audit the Accounts of the Sums of Money, in Bills of Credit, lett out by the Trustees

of the General Loan-Office, according to the Act of Assembly for emitting *Fifteen Thousand Pounds*; as also the Sums and Bills of Credit received by the said Trustees from the Borrowers, according to the Direction of the said Act, and see that such Bills, as the said Trustees received in Part of the Sums by them lent, be sunk and destroyed; this Committee, or any three of them, having first compared the said Bills of Credit with the Counter Parts, and entered into a Book, to be kept for that Purpose, the Number and Value of each Bill of Credit so sunk and destroyed.

The Bill, intituled, *An Act to enable Persons to build a new Court-House and Prison in the County of Bucks*, was brought in, according to Order, and read the first Time, and ordered a second Reading; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The two Petitions relating to the *Chester* and *New-Castle* Counties Affair, were read the second Time, according to the Order of this Morning, and debated.

Ordered, That *William Biles*, and *Samuel Nutt*, wait on the Governor, and acquaint him, that this House has received fresh Complaints concerning the *Chester* and *New-Castle* Counties Affair, in two Petitions, signed by above one Hundred of the Inhabitants of *Chester* County, wherein they set forth that the Proceedings are not stopped, as they were put in Expectation of, but instead thereof Indictments for Felony found against *Hill*, and others, at *New-Castle*; therefore this House desires the Governor would be pleased to grant his Orders to stay further Process upon the said Indictments: Who return, and report, they delivered their Message, according to Order; and that the Governor was pleased to say, he would send an Answer in writing by Ten a Clock To-morrow Morning, which he hopes will be satisfactory to this House; and that they moved the Governor to inform the House whether he had received any News from Home; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Governor, by his Secretary, presented to the House, in Writing, an Answer to Yesterday's Message, which being read. is as follows, *viz.*

Mr. Speaker, and Gentlemen of the Assembly,

"AFTER the Enquiries which I have lately made, there is no Scruple remains with me about the Circular Line which you insist upon for the Limits of *Chester* County; wherefore,

In all future Orders from me, it shall be observed as your Boundary; and I will likewise give proper Directions, as soon as I go down to *New-Castle*, to stop the Process complained of there, according to your Desire.

Herewith I send, for your Perusal, a Letter from your Agent Mr. *Beake*, the Contents whereof have been confirmed to me by Letters of a later Date, which give me all the Encouragement imaginable to expect the King's Royal Approbation of our late Acts for issuing a Paper Currency; and I do not learn that the Court is dissatisfied with any of Proceedings of the Legislature of this Province.

I have, indeed, sufficient Grounds, in general, to believe, that my particular Conduct in passing some Bills that were presented to me from your House, has been grossly misrepresented to the Proprietary's Family, which, if not speedily rectified, may probably terminate in a Change of your present Governor; but, while I am conscious to myself of having exactly performed my Duty to that worthy Family, and am not even charged, as yet, with any particular Failure therein, you may be fully assured, I will proceed to support and maintain that grateful Harmony and Good-will that has from the Beginning subsisted between me and the Representatives of the People; and whensoever it shall please my Superiors to make a Change in the Administration of this Government, I shall, even then, enjoy the Satisfaction to reflect, that I have acted in all Things therein as became a loyal Subject to the King, a faithful to the Proprietary, and an honest Freeman of *Pennsylvania*."

August 12, 1724.

WILLIAM KEITH.

Likewise the Perusal of a Letter from *Thomas Beake*, who was appointed to negotiate our Laws at Home, a Copy of which remains in the Chest.

Ordered, That *Joseph Pennock* go to *Robert Asheton's*, and know whether the general Administration was issued, and the Effects of *M'Gill* put into his Hands, as this House was put in Expectation of: who return'd and reported, that he says there is nothing done in that Affair to his Knowledge; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

Ordered, That *William Biles*, and *Samuel Nutt*, wait on the Governor with the Thanks of this House for his written Message, and return said *Beake's* Letter; and also desire to know whether any Progress be made about removing the

Effects of the said *M'Gill* out of the Hands of both the Administrators, and putting them into the Hands of the Recorder of this City, as the Governor gave this House Expectation of: Who return, and report, they had done their Message, according to Order; and the Governor was pleased to say, he has had Thoughts about that Matter, but has not yet done it, but will effect it with all Expedition; and as to the *Noli Prosequi's*, he will forthwith issue them out, according to the Desire of this House.

The Petition of *Owen Roberts*, shewing, that thro' his too great Lenity, he gave such Credit in his Office as Collector, that he falls short in making up his Accounts with the Treasurer, and now having commenced Suits against divers of his Debtors, and Judgment cannot immediately be obtained; therefore desires the Favor of this House to respite the Prosecution of him and his Securities, &c. was presented to the House, and read, and ordered a second Reading.

The Bill, intituled, *An Act to enable Jeremiah Langhorne, William Biles, Joseph Kirkbride, jun. Thomas Watson, and Abraham Chapman, to build a new Court-House and Prison in the County of Bucks*, was read the second Time, and debated.

Ordered, That the further Debate be referred till To-morrow; and then the House adjourned till Eight a Clock To-morrow Morning.

The House met, &c.

Then the House resumed the Debate on the said Bill for erecting a new Court-house, &c. and being read, Paragraph by Paragraph, and amended, a Motion was made, and the Question put, that the same be committed? *Passed in the Affirmative*.

And the said Bill was committed to *William Webb, John Crosby, and Samuel Levis*.

The Petition of *Owen Roberts*, &c. was read the second Time, and debated.

Resolved, That the said Petition be laid aside.

The Governor, by his Secretary, sent to the House a Message in Writing, which being read, is as followeth; and likewise a Writ of *Noli Prosequi*, according to the Desire of the House.

Mr. Speaker, and Gentlemen of the Assembly,

"I COULD not slip this Opportunity to acquaint you that the late Attorney-General having resigned his Office on account of the Reduction of the Fees, and too small Encour-

agement hitherto given for the Support of that Officer, I shall without your Assistance, be entirely at a Loss now to persuade any Gentlemen of Worth and Merit to undertake that Service.

"Complaints are daily made to me from Persons in Goal, that they are continued there from Court to Court without Prosecution or Trial, which is certainly a very great Grievance to the Subject: I do therefore earnestly desire, that you will, forthwith, consider of this Matter, and come to some Resolution which may enable me to fill up the Vacancy with a Person sufficiently qualified to serve the King and the Country in that Station."

August 13, 1724.

WILLIAM KEITH.

Upon reading a Clause in the Act for emitting *Fifteen Thousand Pounds* in Bills of Credit, wherein the Sum of *Two Thousand Five Hundred Pounds*, in said Bills, was lent to this Province, and *One Thousand Pounds* to the County of *Philadelphia*, *Two Hundred Pounds* to the County of *Bucks*, and *Three Hundred Pounds* to the County of *Chester*:

Ordered, That the aforesaid Committee, appointed to audit the Accounts of the General Loan Office, be a Committee to audit the Accounts of the Money received by the Provincial and County Treasurers, by Virtue of the said Act, and see that such proportionable Parts of the said Sums so lent them, be brought in and paid as the said Act directs, and shall sink and destroy the said Bills, in the Manner directed for sinking the Bill of Credit, received by the Trustees into the Loan-Office of this Province; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Bill, intituled, *An Act to enable Jeremiah Langhorne, &c. to erect a new Court house, &c.* being read the third Time, and amended;

A Motion was made, and the Question put, that the said Bill do pass? *It passed in the Affirmative.*

Ordered, That the same be transcribed; and that *John Swift* and *Morris Morris*, wait on the Governor with the said Bill, and desire his Concurrence thereto: Who return, and report, they delivered the Bill, according to Order; and the Governor was pleased to say, he would give it all the Dispatch lay in his Power.

This House taking into Consideration the Governor's written Message of this Morning, are of Opinion, (that when the Governor has made Choice of such a Person as he mentions)

the next Assembly will take Care to give suitable Encouragement; and then the House adjourned till Eight a Clock Tomorrow Morning.

The House met, &c.

Ordered, That *William Biles* wait on the Governor, and desire to know whether he has considered the Bill presented to him Yesterday, and if there be any Objections against it, that the House may have them.

Then the Governor, by his Secretary, returned the Bill. with a written Message, in the following Words, *viz.*

"THE Governor is of Opinion, that the present Court-house and Prison is a sufficient good Building, and that it would be a Burthen on that County, and a very needless Expence, to go about any other Building of that Kind at this Time."

Andrew Bradford being sent for about printing the Laws last Sessions, was agreed with to print three Acts, at *Twenty-eight Shillings per Sheet*, and deliver Copies as customary.

The three following Accounts were exhibited by the Speaker, *viz.*

An Account, intituled, *The Province of Pennsylvania Debtor to David Lloyd, Esq; as Judge of the Supreme Court, &c.*

An Account, intituled, *The Province, &c. Debtor to William Trent, Esq; one of the Judges of the Supreme Court.*

An Account, intituled, *The Province, &c. Debtor to Jasper Yeats, Esq; one of the Judges of the Supreme Court.*

Ordered, That *William Webb*, and *Samuel Levis*, go with the said Accounts to the Records, and compare them; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Members appointed to compare the Accounts delievered in this Morning with the Records, report, that the said Accounts are made to agree with the Dockets of the Supreme Court, saving one Article, which they cannot find the Vouchers for; therefore the further Consideration thereof is at present waved.

The Committee appointed to audit the Accounts of the Loan-Office, brought in their Report, which being read, is as follows, *viz.*

WE the Committee appointed to audit the Accounts of the Loan-Office, and sink the Bills of Credit, as the Law for emitting and making current *Fifteen Thousand Pounds* doth direct, do report, That we have examined the Books and Accounts of the Loan-Office, and the several Sums lent out

are as follows, *viz.* To the Provincial Treasurer, *Two Thousand Five Hundred Pounds*; to the Treasurer of the County of *Philadelphia, One Thousand Pounds*; to the Treasurer of the County of *Bucks, Two Hundred Pounds*; to the Treasurer of the County of *Chester, Three Hundred Pounds*; to Money lent upon Mortgages, *Ten Thousand Nine Hundred and Twenty-three Pounds*; paid the Signers of the Bills of Credit, *Seventy-seven Pounds*: The total Amount all of which Sum paid out is *Fifteen Thousand Pounds*.

We have also examined the several Quota's or annual Payments due to the Loan-Office from the respective Mortgages, and find they have paid in the eight Part of *Ten Thousand Two Hundred and Forty-three Pounds*, which is *Twelve Hundred Eighty Pounds, Seven Shillings, and Six-pence*; which said Sum we have sunk and destroyed, according to the Direction of the said Act.

We have also examined the Account of Interest, and find there is *Five Hundred Twelve Pounds, Three Shillings*, in the Hands of the Trustees; there is also a further Sum of *Eighty-five Pounds*, being the one eighth Part of the *Six Hundred and Eight Pounds*, not yet brought in, and *Thirty-four Pounds* Interest; which said Sum, together with the above Sum of *Five Hundred Twelve Pounds, Three Shillings*, makes the total Interest, due to this Province for the first Year's Loan, *Five Hundred forty-six Pounds, Three Shillings*; then, after the Deduction of the Trustees Salaries for twelve Months due the first of *March, 1723, viz. Two Hundred Thirteen Pounds, Six Shillings, and Eight-pence*, there remains a Balance of *Two Hundred Ninety-Eight Pounds, Sixteen Shillings, and Four pence*, to be disposed of according to the Direction of the Assembly.

FRANCIS RAWLE, JOB GOODSON.

August 14, 1724. JOHN KEARSLEY, SAMUEL HUDSON.

And the said Committee report, that the Treasurer of the Province, and the respective Counties, have not yet paid in their Quota's; therefore the Sinking that Part is referred to the next Assembly.

Then the Clerk delivered to the Speaker an Account of the Members who have attended the Service of the House this present Year.

Ordered, That *Samuel Levis*, and *John Crosby*, with the Assistance of the Clerk, examine the same by the Journal, and that the Clerk prepare Tickets therefor, and bring the same to the House To-morrow Morning; and then the House adjourned till Eight a Clock To-morrow Morning.

The House met, &c.

The following Accounts were laid before the House, viz.

<i>David Lloyd's Account for drawing Bills, ...</i>	£ 10	0	0
<i>Bentley Cooke, for House-rent and Wood, ..</i>	12	0	0
<i>Widow Rose, for the Service of her late</i>			
<i>Husband,</i>	3	0	0
<i>Nicholas Rosogan, for his Services as Door-</i>			
<i>keeper, &c.,</i>	2	11	6
<i>William Paulet, for his Services as Door-</i>			
<i>Keeper to the Council,</i>	4	19	4
<i>Andrew Bradford, for printing the Laws, &c.,</i>	29	6	0
<i>Samuel Carpenter, his Salary as Seacher of</i>			
<i>Flour,</i>	30	0	0
<i>Thomas Leech, his immediate Service of the</i>			
<i>House, &c.</i>	18	7	0
	<hr/>	<hr/>	<hr/>
	£ 110	3	10

All which Accounts being examined by the Committee last appointed, were allowed by the House.

Ordered, That the Speaker sign Orders on the General Loan-Office for the Payment of the said Sums, and that the Clerk sign an Order for the Speaker; which was done accordingly.

Ordered, That the Speaker sign Tickets to the Members for their Service this Year, and that the Clerk do sign the Speaker's Ticket, which was done accordingly.

Then the House drew up an Order for the Treasurer, which, being signed by the Speaker, is as followeth, viz.

WHEREAS by a Resolve of Assembly, in 1720, an Order was issued for One Hundred and Fifty Pounds out of the Treasury, payable to William Trent, Isaac Norris, and Jonathan Dickinson, or any two of them, to answer Demands in Great-Britain for the Publick Services of this Province, pursuant to a Vote of Assembly in 1718; and that the said Persons should lay the Account of their Proceedings before the Assembly from Time to Time; which not being hitherto observed, it is ordered, that the Treasurer, forthwith, receive the said Account from Isaac Norris; as also settle with him, and receive the said Order remaining in his Hands.

And it is further ordered, that the said Treasurer, settle the Account of One Hundred Pounds, paid to the said Isaac Norris, for purchasing Presents to the Five Nations in the Year 1722.

Signed by Order of the House, by

August 15, 1724.

DAVID LLOYD, Speaker.

And then the House fell into a Debate about the Treasurer (*Samuel Preston's*) Account; and

Resolved, That there be an Objection entered on the Back of the said Account against the Commissions charged for the *Two Thousand Five Hundred Pounds* lent to the Province by the Act for emitting *Fifteen Thousand Pounds*; and also the Commissions for *Thirteen Hundred Pounds* lent to said Province by the Act for emitting *Thirty Thousand Pounds* (for this Reason) *viz.* He has in said Account charged the Province for the Commissions for sinking the said Bills, which will not be done till the Expiration of both said Acts.
And then the House rose.

Sir WILLIAM KEITH, Bart. Governor.

.....

.....

At an ASSEMBLY held in PHILADELPHIA, the Fourteenth Day of OCTOBER ANNO DOMINI, 1724.

The Names of the Representatives of the Freemen of the Province of *Pennsylvania*, elected to serve in Assembly for the Year ensuing, according to the Returns of the Sheriffs of the respective Counties, *viz.*

Philadelphia County.	Bucks County.	Chester County.
<i>Anthony Morris,</i>	<i>William Biles, Speaker.</i>	<i>Moses Key</i>
<i>Job Goodson,</i>	<i>Jeremiah Langhorne,</i>	<i>Joseph Pennock,</i>
<i>Morris Morris,</i>	<i>Joseph Fell,</i>	<i>William Webb,</i>
<i>Francis Rawle,</i>	<i>Christopher Vanhorne,</i>	<i>William Pile,</i>
<i>John Swift,</i>	<i>Matthew Hughes,</i>	<i>Thomas Chandler,</i>
<i>Samuel Hudson,</i>	<i>Thomas Watson,</i>	<i>Elisha Gatchell,</i>
<i>Edward Farmar,</i>	<i>Benjamin Jones,</i>	<i>John Parry,</i>
<i>Matthias Holston.</i>	<i>Abraham Chapman.</i>	<i>John Crosby.</i>
	<i>City of Philadelphia.</i>	

John Kearsley,

Thomas Tress.

A QUORUM of the Representatives being met, as the Law and Charter of Privileges directs, proceeded to choose their Speaker; and *William Biles, Esq;* was, by Majority of Votes, elected Speaker of this Assembly, who was accordingly placed in the Chair.

Ordered, That *John Kearsley*, and *Samuel Hudson*, wait on the Governor, to acquaint him that a Quorum of the Representatives are met, have chose their Speaker, and desire to know when he will be pleased to be attended by the House, in order to present him; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Members appointed last Night to wait on the Governor report, that they had done their Message according to Order and that he was pleased to say, he should be ready betwixt Ten and Eleven a Clock this Morning to receive this House.

The Governor, by his Secretary, acquainted the House, that he forthwith expects their Attendance at *David Evans's*; And accordingly the Members went to wait upon the Governor to present their Speaker; and being returned, the Speaker resumed the Chair, and reported, that they had waited on the Governor, who was pleased to approve the Choice; and that he had, in the Name of the House, requested, that, on all Occasions, they might have free Access to the Governor's Person; that he would be pleased to put a favorable Construction on their Words and Actions; and also, that this House may be protected from Insults and Abuses; and that the Governor was pleased to say, he should be always ready to do accordingly; and then the House adjourned till Two a Clock this Afternoon.

The House met, &c.

The Members subscribed the Qualifications appointed by an Act of Assembly of this Province, intituled, *An Act to ascertain the Number of Members of Assembly, and to regulate Elections*; and also the Adjuration appointed by an Act of Parliament of the First of King GEORGE; first Speaker in his Chair, and after him the Members in their Course.

Ordered, That *Edward Farmar*, and *Joseph Pennock*, wait on the Governor, and acquaint him, that the House inclines to adjourn till the fourth Day of *January* next; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Members appointed to wait on the Governor, report, that they had done their Message according to Order; and that the Governor was pleased to say, he had nothing extraordinary to lay immediately before the House; and therefore did agree to the proposed Adjournment.

Upon reading a Minute of the last Sessions of Assembly, the House entered into a Debate about the Provincial Accounts, and sinking the Bills of Credit.

Ordered, That *Anthony Morris*, *Job Goodson*, *John Kearsley*, and *Samuel Hudson*, be a Committee to audit the Accounts of the General Loan-Office, and sink the remaining Part of the first Quota, received in Part of the Sums by the Trustees lent out, as appointed to be sunk by the Act for emitting *Fifteen*

Thousand Pounds; and also to audit the Accounts of the Money received by the Provincial and County Treasurers, by Virtue of the said Act, and see that such proportionable Parts of the said Sums, so lent them, be brought and paid as the said Act directs. This Committee, or any three of them, shall sink and destroy the said Bills in the Manner directed for sinking the Bills of Credit received by Trustees into the Loan-Office of this Province; and that the said Trustees give immediate Notice to the respective Treasurers to bring in their said Quota's; and that the said Committee settle and adjust the Publick Accounts with the Provincial Treasurer, and Collectors of Impost and Excise, and that they have Power to send for Persons and Papers, and that they make Report to this House at their next Meeting; and that the said Committee enquire what Progress the Provincial Treasurer hath made in putting in Execution the Minute of the Ninth of *May* last; and also, that the said Committee provide a Place convenient for the Assembly to sit in at their next Meeting; and then the House adjourned till the fourth Day of *January* next.

THE House met pursuant to their Adjournment.

Ordered, That *John Kearsley*, and *Thomas Tress*, wait on the Governor, and acquaint him, that the House is met, according to Adjournment and desire to know if he has any Thing to lay before them; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Members appointed last Night to wait on the Governor, report, that they had done their Message, according to Order; and that the Governor was pleased to say, he should be ready to receive the House about Ten a Clock this Morning, and then should communicate what he thought at present necessary.

Ordered, That the Rules practised by former Assemblies be read; which was done accordingly.

Resolved, That the said Rules be observed by this Assembly.

The Governor sent a Message by his Secretary, desiring the Attendance of the House forthwith at the Court-house: Accordingly the Speaker, with the Members, went to wait upon the Governor; and being returned, the Speaker resumed the Chair, and reported, that they had waited on the Governor, who was pleased to make a Speech to this House, of which he obtained a Copy, and being read, is as followeth.

Mr. Speaker, and Gentlemen of the Assembly,

"THE good Agreement which has so easily and chearfully subsisted between the Governor and the Peoples Represent-

atives in Assembly for so many Years has under the Influence of God's good Providence, been very instrumental towards the Obtaining of many good Laws, which have increased our Commerce, and rendered the Generality of the People perfectly easy to what they were some Time before.

Nevertheless, such is the Imperfection of human Affairs, that even the greatest Blessings are not thought of, and acknowledged, in the same Matter by all Men; for the same Acts of Benevolence, which are amiable to Justice and good Nature, become hateful to the envious proud Man; and that generous Disposition, which leads good Men to be contented with sharing the common Benefits of Life freely and equally with their Fellow Creatures, is most detestful to those who sooth Ambition, and thirst after Power, under the conceited Pretence of subduing Ignorance by their own superior Knowledge.

If the Peace, Interest and Prosperity, of a People, be (as I have always understood it) the true End of Government, where is any reasonable Ground of Discontent to be found among us?

You that are the Peoples Representatives, and Guardians of their Liberties, the best Counsellors to any Governor, and the proper Judges of all publick Grievances, say, whose Property have I at any Time wronged? Or whose Petition have I refused? What Part of the Publick Service have I neglected? And at what Time has our Sovereign Lord the King, the Proprietary, or the Country, suffered by any Action or Misconduct of Mine? Is it to be charged, as a Crime for the Governor to concur with your Sentiments, and to pass reasonable Bills from your House into Laws? To maintain the King's legal Prerogative, and to support the Proprietary's just Rights, consistent with those Privileges which he has been pleased to grant you by Charter? Is it a Crime to commiserate the Distress of the Poor, and to provide for their Relief? To encourage Industry? To promote Trade? Is it a Crime to do equal Justice unto all Men, and to appear boldly in Defence of the Constitution and Liberties of your Country?

I say if these Things, Gentlemen, are to be charged upon your Governor as Acts of Mal-administration, it is high Time for you to look to yourselves, and endeavour to ward off the Blow, by modestly asserting your lawful Privileges as *Englishmen*, and loyal Subjects to the best of Kings, as well as dutiful Tenants to the Proprietary's Family.

The whole Country feels at this Time the agreeable Effects of a most happy Unanimity and undisturbed Concord between

the Governor and Assembly for above seven Years last past; it has the lovely Prospect, I thank God, of continuing firm like a Bulwark, that is not to be broke down; we have no chimmerical Schemes, and new Projects on Foot, wherewith to teaze and surprize one another; our Duty is plain and easy, with ready Wills and contented Minds; wherefore we have no just Reason to apprehend the Consequences of any Event, but leave those, whose Consciences are less free, to be afraid."

WILLIAM KEITH.

Ordered, That the same be read again, and considered, Paragraph by Paragraph; which was done accordingly.

Ordered, That *Francis Rawle, John Kearsley, John Crosby, and Benjamin Jones*, draw up an Answer thereto and lay the same before the House To-morrow.

The Petition of divers Inhabitants of this Province, setting forth, the great Ease and Benefit they have received by the Flour Act, praying the same may be renewed and more effectually inforced, &c. was presented to the House, and read, and ordered to lie on the Table.

The Petition of *Silvanus Smout*, setting forth, that he preferred a Petition last Year to the Assembly, requesting the Ferry from *Philadelphia*, to *Gloucester* and *Cooper's* might be granted to him by Law, &c. and that the same lies dormant, and prays the same may be revived, &c. was presented to the House, read, and ordered to lie on the Table; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Petition of a great Number of the Inhabitants of the County of *Bucks*, setting forth, that they petitioned the Assembly last Year for Leave to bring in a Bill to build a new Court-house and Prison in the Township of *Newtown*, which was done, and laid before the Governor, in order to pass into a Law, &c. desiring the same may be re-assumed, &c. was presented to the House, read, and ordered to lie on the Table.

The Petition for renewing the Flour Act was read the second Time, and ordered a third Reading.

The Petition of *Everard Boulton*, and his Wife, together with the Children of *John Jones*, deceased, setting forth, that they had Leave from the last Assembly to bring in a Bill for vesting the Lands, Tenements and Hereditaments, and also the personal Estate of *John Jones*, late of *Philadelphia*, in Trustees, to be sold for the Use of the said Children, as by his Will is directed, and requesting the said Bill may be re-as-

summed, &c. was presented to the House, read, and ordered to lie on the Table; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Petition for renewing the Flour Act was read the third Time.

After some Debate thereon, a Motion was made, and the Question put, that all Flour exported out of this Province shall have the publick Brand-mark impress'd thereon? *Passed in the Affirmative.*

Ordered, That *Samuel Hudson, Thomas Tress, and Thomas Watson*, be a Committee to draw up a Bill for the same, and that they take the Assistance of some Persons learned in the Law.

The Petition of the Commissioners and Assessors, setting forth, that they are dubious whether the Act for more effectual raising of County Rates and Levies be now in Force, and praying this House to take it into their serious Consideration, and made such Provision as may enable them to proceed in their Duty; was presented to the House, read and ordered to lie on the Table.

The Members appointed to draw up an Address to the Governor, in Answer to his Speech of Yesterday, brought in the same; which being read,

Ordered, That the Consideration thereof be referred till the Afternoon; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The House went immediately on the Consideration of the Answer to the Governor's Speech; and, after a long Debate, and several Alterations made,

Ordered, That the same be re-committed to *Anthony Morris, Edward Farmar, Jeremiah Langhorne, and William Webb*; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Members to whom the Answer to the Governor's Speech was re-committed Yesterday, brought in the same; which being read, after some Alterations, was agreed to be transcribed, in order to be signed by the Speaker, and sent to the Governor.

The Petition of the Commissioners and Assessors, &c. was read the second Time, and debated.

Ordered, That the said Debate be referred till the Afternoon.

The Petition of the Mayor and Recorder, in Behalf of the Corporation, requesting that a Former Petition lodged in this House, relating to the Ferries from *Philadelphia* to *Cooper's* and *Cloucester*, be considered, was presented to the House, read, and ordered to lie on the Table.

The Petition of *Armstrong Smith*, setting forth, that he preferred a Petition to the last Assembly relating to the Ferries abovesaid, and praying that the same may be granted to him, was presented to the House, read, and ordered to lie on the Table.

The Petition of sundry Inhabitants of the County of *Philadelphia*, setting forth, that they are informed that the Mayor and Recorder, in Behalf of the Corporation, have petitioned the last Assembly to move the said Ferry, under the Jurisdiction of the said Corporation, and desiring the same may be continued under the Care of the County, and that *Armstrong Smith* be Ferry-man; was presented to the House, read, and ordered to lie on the Table; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Answer to the Governor's Speech of the fifth Instant, according to Order, being transcribed, was signed by the Speaker, and is as follows, *viz.*

May it please the Governor,

UPON *this fresh Occasion of the Governor's Speech to us the fifth Instant, we most sincerely and thankfully acknowledge the favourable Dispensations of divine Providence, from time to time, to the People of this Province whom we represent; among which we are obliged, in Gratitude, to acknowledge the Governor's ready Concurrence to such Bills as in his Judgment appeared to be the Interest of this Province, and particularly such as really do contribute to the Increase of Trade, and render the People easy.*

We are nevertheless sensible, with the Governor, of the Imperfection of human Nature, and that there are, in most Governments, some Tempers that cannot be satisfied short of unlimited Power, but such are not apparent to us under the Governor's Administration.

We cannot but concur with the Governor in observing the solid Happiness that attends Unanimity and Concord (without which no Government can be happy) which we shall always endeavour to promote; and, to the utmost of our Power, shall be diligent and careful to suppress every unjust Cause of Murmuring and Discontent.

We hope also, that we shall acquit ourselves loyal and dutiful Subjects, to our Sovereign GEORGE, the best of Kings, and dutiful to the Proprietary; and also, at all Times, with Courage assert the Privileges of the Free-born Subjects we represent.

As the Governor has not thought fit to recommend any Thing further to us in his Speech for a Foundation of our Proceedings, we shall apply ourselves to consider what the Exigencies of the Country may, at this Time, require of us, in which shall hope for the Governor's favourable Concurrence; and likewise shall not be wanting to supply the Governor with an honourable Support.

Signed by Order of the House,

WILLIAM BILES, Speaker.

Ordered, That Edward Farmar, Matthias Holston, Thomas Watson, and William Pile, wait on the Governor with the same: Who return, and report, they delivered the said Answer, according to Order; and that the Governor was pleased to say, he had a Matter of great Importance, which he should lay before the House To-morrow; and that he hoped would continue a good Understanding between the Governor and Representatives; and that he should be ready to concur with any Thing that seemed for the Interest of the Country.

The Bucks County Petition, for building a new Court-house and Prison, &c. was read the second Time, and debated.

Then a Motion was made, and the Question put, that the Petitioners have Leave to bring in a Bill according to the Prayer of the said Petition? Passed in the Affirmative.

The House resumed the Consideration of the Petition of the Commissioners and Assessors, and debated thereon; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The House fell into a long Debate about revising the Laws.

Ordered, That Francis Rawle, and John Kearsley, Jeremiah Langhorne, and William Webb, be a Committee to revise the Laws of this Province, and that they have Power to send for Persons and Papers, as Occasion may require; and that they make Report of their Proceedings thereon; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Governor's Secretary brought a Message to the House in Writing, which, being read, is as follows, viz.

Mr. Speaker, and Gentlemen of the Assembly

"IN Answer to your Address of Yesterday, I thankfully accept your grateful Acknowledgements for my ready Concurrence with such Bills, from the House of Representatives, as appeared to be for the Interest of the Province, and particularly such as you are sensible do really contribute to the Increase of Trade, and Ease of the People.

I am likewise much pleased to find it is the Sense of your House, that notwithstanding the Imperfection of human Nature, and the untowardly Tempers, which, in most Governments, cannot be satisfied, short of unlimited Power, yet that none such have been suffered to appear, under my Administration, to disturb your Quiet.

Your Resolutions to promote Unanimity and Concord, and to suppress every unjust Cause of Murmuring and Discontent, are perfectly agreeable to my Sentiments, and it shall be my Care that your sincere Expressions of Loyalty to his Majesty King GEORGE, and of your Duty to the Proprietary, be favourably represented at Home.

You will find me readily disposed to concur with every Thing which the Exigencies of the Country may require at your Hands; and, with very hearty Thanks for the Assurance you give me, I depend on the Justice and Honour of your House, in supplying the Governor with an honourable Support.

I would ere now have laid some Business of Importance before you, which nearly concerns your own and Peoples Privileges, but the Substance thereof being contained in some secret Original Instructions and Letters, which, perhaps, you may not think very proper to be published, and I being well informed that there is a certain Member, who, unknown to the last House of Representatives, did, unwarrantably, take from the Clerk a Copy of a private Letter, wherewith I had in Confidence trusted the Assembly, and actually made use of it, with some Enemies of mine, to the Disadvantage of our publick Measures at that Time; I cannot, either in Justice to myself or the Publick, venture to repeat a Confidence of that Kind, until you have taken such Measures, as you shall judge the Nature of the Case required, to make both yourselves and me more safe and easy from the underhand Projects and Designs of such Men.

As therefore I am ready and willing, not only to put the Means in your Hands, but even to assist you in ascertaining and securing the Peoples Privileges, granted to them by Charter, which you will sensibly find are struck at by the

pernicious Advice and Ambition of some private Men, I hope it will be understood that I have done all that was incumbent on me, or indeed can be expected from me, to preserve the Liberties of the Free-born Subjects you represent; and whatsoever your Resolutions may be therein, I shall hereafter rest fully satisfied and contented with having done the Duty of your Governor, as became a loyal Subject and Servant to King GEORGE, as well as honest Freeman of *Pennsylvania*, who has always shewed a Readiness to maintain the Proprietary's just Right, with all due Deference to his Family."

WILLIAM KEITH.

Then the House enter'd into a Debate thereon; and after some Time spent,

Ordered, That the said Debate be deferred till To-morrow Morning.

A Bill, intituled, *An Act to prevent the Exportation of Bread and Flour not merchantable*, was brought in, according to Order, and read the first Time, and ordered a second Reading.

A Bill, intituled, *An Act to enable Jeremiah Langhorne, William Biles, Joseph Kirkbride, Junior, Thomas Watson (Practitioner in Physick) and Abraham Chapman. to build a new Court-house and Prison at Newtown, in the County of Bucks*, was brought in, according to Order, and read the first Time, and ordered a second Reading; and then the House adjourned till Nine a Clock To-morrow Morning,

The House met, &c.

The House entered on the Debate referred to this Morning

The Petition of *Everard Boulton*, and *Margaret*, his Wife, and the Children of *John Jones*, deceased, &c. was read the second Time, and debated, and ordered a third Reading; and then the House adjourned till the Eleventh Instant, at Three a Clock in the Afternoon.

The House met, &c. and adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The House went on the further Debate of the Governor's written Message of the eighth Instant.

Ordered, That *Jeremiah Langhorne*, and *Joseph Pennock*, draw up an Answer to the Governor's written Message of the eighth Instant, and lay it before the House in the Afternoon; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Members appointed brought in the Answer to the Governor's written Message, according to Order, which being read, and some Alterations made, was agreed to.

Ordered, That the same be transcribed, and signed by the Speaker, and sent to the Governor; which was done accordingly, and is as follows, *viz.*

May it please the GOVERNOR,

IN Answer to the Governor's Message of the eighth Instant, we return the Governor our hearty Thanks for his Assurance of a favourable Representation of us to his Majesty King GEORGE, and our Duty to the Proprietary's Family.

The House, has diligently enquired into the Matter complained of, relating to a Copy of a Letter, and has received Satisfaction.

And as the Institution of Assemblies was intended to advance the Good of the Publick, in providing for all the Exigencies of the Government, and securing the Rights of the People, we shall always be ready to receive any Thing from the Governor that may conduce to those Ends.

And the Governor, may assure himself, we will make no other Use of what he communicates to us, but what is consistent with our Trust and Station.

Signed by Order of the House,

January 12, 1724-25.

WILLIAM BILES, Speaker.

Ordered, That Matthias Holston, Thomas Tress, John Parry, and Abraham Chapman, wait on the Governor with the same; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Members appointed to carry the Answer to the Governor's written Message of the eighth Instant, report, that they delivered the same, according to Order, and that he returned the House Thanks for the same; and was pleased to say, that he would lay before the House some Papers of Importance by Eleven a Clock this Morning.

The Bill, intituled, *An Act to prevent the Exportation of Bread and Flour not merchantable*, was read a second Time.

Ordered, That the Consideration thereof be referred to another Time.

The Governor, by his Secretary, laid sundry Papers of Importance before the House, for their Perusal; likewise delivered a Message in Writing, which being read, is as follows, *viz.*

Mr. Speaker, and Gentlemen of the Assembly,

"I SEND herewith, for your Perusal, Mrs. Penn's original Letter of private Instructions to me, with my Answer thereunto; and also a Letter from Mr. *Joshua Gee*, which, altho' they contain Matters relating to the Publick Affairs of Government, yet from the Stile and Manner of their coming to my Hands, they so far appear to be of a private Nature, as if they were not intended to be communicated unto any but those who are truly concerned therein.

I have not yet had an Opportunity to know particularly from *England* what ill Use was made of the Copy of that Letter, which was clandestinely obtained from your Clerk, and sent Home by those who were notorious Enemies to our Paper Currency; but I have all the Reason imaginable to believe they could have no other Design but secretly to reflect upon my Conduct, and to obstruct, as much as they could, the good Effects of the Act of Assembly passed at that Time; wherefore you will excuse me peremptorily to insist upon it, that the guilty Member be obliged to render me such Satisfaction, in this Case, as my Honour requires.

How far such Things are consistent with publick Faith, the Honour of your House, and the Interest of your Country, I shall leave wholly to your own Judgment; but I must hope, that wheresoever you shall find, amongst yourselves, a real Intention to hurt the Governor, purely for his Condescensions unto, and Compliances with, the reasonable Sense of the Peoples Representatives in Assembly, you will take the necessary Measures to oblige such Men to acknowledge their Mistakes, in a proper Manner, or to put it out of their Power to effect any such Mischief for the future."

January 13, 1724-25

WILLIAM KEITH.

Ordered, That *Anthony Morris, Morris Morris, Joseph Fell, and William Pile*, wait on the Governor, and acquaint him more particularly with the Mind of the House on that Affair; and that the Papers the Governor was pleased to send, the House has not had Time to read; but has taken Care to secure them till the House can consider of them, which shall be as soon as possible.

Ordered, That the said Papers be lock'd up, and the Key delivered to the Speaker; which was done accordingly; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Petition of sundry Inhabitants of this Province, setting forth, that the Country suffers very much by Reason of a

late Law, imposing a Duty on Liquors distilled in this Province, and requesting Relief in that Behalf, &c. was presented to the House, read, and ordered to lie on the Table.

Then the House resumed the Consideration of the Bill, intituled, *An Act to prevent the Exportation of Bread and Flour not merchantable*; and being read Paragraph by Paragraph and debated, and divers Amendments made,

Ordered, That the same be committed, with the said Amendments, in order to a third Reading; and the same was committed; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c. and, after some Debate, adjourned till Three a Clock this Afternoon.

The House met, &c. and, after some Debate, adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Bill, intituled, *An Act to enable Jeremiah Langhorne, William Biles, Joseph Kirkbride, jun, Thomas Watson, and Abraham Chapman, to build a new Court-house and Prison in the County of Bucks*, was read the second Time, and some Amendments made.

Ordered, That the same be committed for a third Reading with the said Amendments; and the same was committed.

Ordered, That the Papers the Governor was pleased to send to the House the thirteenth Instant (*viz.* Private Instructions from Mrs. Penn, to Sir William Keith, with Henry Goldney's and Joshua Gee's Letters, and the Governor's several Answers thereunto) be read, which was done accordingly.

A Letter from James Logan to this House, was introduced by a Member, which, being opened, was read: The same covered some other Papers, *viz.* Reasons given Governor Keith, by some Members of Council for leaving that Board, February 22, 1717-18; and a Copy of the Governor's Letters to Mrs. Penn, dated July 5, 1722, which were also read.

Ordered, That the Consideration thereof be referred to this Afternoon.

Ordered, That all the said Papers be locked up, and the Key delivered to the Speaker; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The House went upon the Consideration of the said Papers, and having read divers of them,

Ordered, That the Charter of Privileges be read, which was done accordingly; and, after some Debate thereon, the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The House went upon the Consideration of the Governor's private Instructions from the Widow *Penn*; and, after some Debate, a Motion was made, and the Question put, whether any Part of the said Instructions be contradictory, and an Infringement of the Liberties and Privileges by Charter granted to the People of this Province? *Passed in the Affirmative, N.C.D.*

Ordered, That *John Kearsley*, *Job Goodson*, and *Thomas Tress*, be appointed to revise the Minutes.

Ordered, That the Clerk transcribe a fair Copy thereof afterward, and deposite the same in the Coffee-house.

Ordered, That *John Swift*, and *Thomas Tress*, wait on the Governor, and acquaint him, that the House inclines to adjourn till the first of *February* next, if he pleased to agree thereunto: Who return, and report, that they had done their Message, according to Order; and that the Governor was pleased to consent to the proposed Adjournment; and that he desires that the Clerk may have Orders to make out a Copy of the said private Instructions, and return him the Original.

Ordered, That the Clerk transcribe a Copy, and that the Members appointed to revise the Minutes examine the same; and after, the said Members to return the Original to the Governor.

The Member that introduced *James Logan's* Letter acquaints the House, that the said *James Logan* desires that he may have a Copy of the Papers returned to him superscribed, *viz.* Reasons given to Governor *Keith*, by R. H. I. N. I. D. and J. L. Members of Council.

Ordered, That the Clerk likewise make out a Copy of the said Members examine the same, and afterwards deliver it to *James Logan*; and then the House adjourned till the first of *February* next.

THE House met pursuant to their Adjournment.

Ordered, That *Job Goodson*, and *Benjamin Jones*, wait on the Governor, and acquaint him, that the House being met, according to Adjournment, desire to know if he has any Thing to lay before them; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Members appointed last Night to wait on the Governor, report, that they delivered their Message, according to Order; and that he was pleased to say, he had nothing at present

to offer to the House, but was ready to forward such Bills as the House should lay before him.

The Bill, intituled, *An Act to prevent the Exportation of Bread and Flour not merchantable*, was read the third Time, and re-committed to *Anthony Morris, Morris Morris, John Kearsley, and Jeremiah Langhorne*, for some Amendments.

The Petition of sundry Merchants, and others, of the City of *Philadelphia*, setting forth, that by a Law of this Province, no one Person is allowed to keep in his House more than six Pounds of Gun-powder in the said City of *Philadelphia*, and that there is no commodious Place provided for the safe keeping of the same, and praying that there may be a proper Place and Person appointed for that Purpose, and recommending *William Chancellor, &c.* was presented to the House, read, and ordered to lie on the Table.

The Bill, intituled, *An Act to enable Jeremiah Langhorne, &c. to build a new Court-House and Prison in the County of Bucks, &c.* was read the third Time; and then a Motion was made, and Question put, that the same do pass? *Carried in the Affirmative.*

Ordered, That the same be transcribed, ready to lay before the Governor; and then the House adjourned till Three a Clock in the Afternoon.

The House met, &c.

The Petition of *Silvanus Smout*, for the Ferries to *Cooper's and Gloucester, &c.* was read the second Time.

The petition of *Armstrong Smith* for the said Ferries, was read the second Time.

The Petition of the Mayor and Recorder, that the said Ferries may be vested in the Corporation of *Philadelphia, &c.* was read the second Time.

The Petition of many of the Inhabitants of the County of *Philadelphia*, praying the said Ferries may be continued to the County, &c. was read the second Time.

After Debate on the above Petitions, a Motion was made, and the Question put, that the said Ferries be vested in the County? *Passed in the Affirmative.*

The Petition of some Inhabitants of the City of *Philadelphia*, setting forth, that they are well satisfied with the Proposal of building a Powder-house, but that the Place intended is too near their Habitations; therefore prays that a Place more commodious, and less dangerous, be fixed upon, &c. was presented to the House, read, and ordered to lie on the Table.

The Petition of sundry Inhabitants, desiring the Repeal of a Clause in a late Act, imposing an Excise on Spirits distilled in this Province, &c. was read the second Time, and debated.

Ordered, That the said Debate be referred till To-morrow Morning; and then the House adjourned till Nine a Clock To-morrow morning.

The House met, &c.

The House resumed the Debate referred to this Morning, and the Petition thereto relating, being read again, and debated.

A Motion was made, and Question put, that there be a Rebate or Drawback allowed for all Liquors distilled in this Province. *Passed in the Negative.*
Upon which the said Petition was laid aside.

The House went on a further Debate about the Ferries to *Cooper's* and *Gloucester*, and after some Time spent thereon,

Resolved, That the said Ferries be vested in the Magistracy of the County of *Philadelphia*, and that they lett out the same upon Rent, to be paid into the County Treasury, for the Use of the said County.

Ordered, that *John Swift*, and *Edward Farmar*, draw up a Bill for the said Use, and lay the same before the House.

The Petition of *David Evans* informs the House, that there is due to him a certain Sum of Money for the Entertainment of the Judges of Supreme Courts, and Courts of Oyer and Terminer, and for Repairs of the old Prison, and knowing no other Way of Relief therein, prays this House to order the Payment thereof, &c. was presented to the House, read, and ordered to lie on the Table.

The Petition of sundry Inhabitants of the City of *Philadelphia*, setting forth, that the Process of Summons against Freeholders, as also the Fees as directed by Law, has not been complied with, to the great Damage of many, &c. requesting that the said Act, and other Acts, may be revised and amended; was presented to the House, read, and ordered to lie on the Table; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Petition of sundry Inhabitants of the City of *Philadelphia*, shewing divers Reasons against the late Act of Excise, especially on our Country Produce, &c. praying Relief; was presented to the House, read, and ordered to lie on the Table.

The Petition of a great Number of the Inhabitants of this Province, setting forth, that reading the Minutes of this House, they are informed that there are Endeavors used to infringe on the Privileges granted by Charter, as appears by the late Instructions from Widow *Penn* to the Governor, by which a Council are to have a Negative on the Laws to be passed; and praying that his honourable House would take such Measures as may prevent the same; and also punish the Abettors and Promoters thereof; was presented to the House, read, and ordered to lie on the Table.

The Petition of *Hugh Hughes*, about the Duty of certain *Negroes*, was read the second Time, and debated.

Ordered, That the further Consideration thereof be referred till To-morrow Morning.

The Petition of *Everard Boulton*, &c. was read the third Time, and Leave given to bring in a Bill according to the Prayer thereof; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The House resumed the Consideration of the Petition referred to this Morning;

Ordered, to be laid aside, inasmuch as this House is now informed that the said Affair is likely to be accommodated.

The House went on a Debate about the County Levy Act, and, after some Time spent thereon,

Ordered, That the Members appointed to draw up the Bill, for the Ferries from *Philadelphia* to *Cooper's* and *Gloucester*, apply to the Chief Justice, and that he assist them therein.

The Petition of *David Evans* was read a second Time, and considered.

Resolved, That the said Petition be laid aside, for that the Petitioner has applied improperly for one Part, and out of Time for the other Part, being fore-closed by a Law.

The Petition of sundry Inhabitants of the City of *Philadelphia*, complaining of the Excise Act &c. was read the second Time, and debated.

Resolved, that (inasmuch as the Excise Act is of so late Standing, and so short Continuance) the House is not inclined to make any Alteration therein.

The Petition of sundry Inhabitants of *Philadelphia*, about the Process of Summons and Fees, was read the second Time, and debated.

Ordered, That *Edward Farmar*, and *Thomas Tress*, inform some of the Petitioners that this House requires them to produce such Credentials as may support the Allegations therein mentioned, and that the further Consideration thereof be referred till the Afternoon; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Committee appointed to settle the Accounts of the Provincial and County Treasurers, &c. delivered in their Report, which was read, and is as follows, *viz.*

WE the Committee of Assembly, appointed to settle the Publick Accounts, and to sink proportionable Parts of the Money lent to the Provincial Treasurer, and to the respective County Treasurers; and also to sink the remaining Part of the Payment due from the Mortgages to the Loan-Office, report, That we have examined the Accounts of *Charles Read*, Collector of Excise, and find he hath paid unto the Provincial Treasurer, (by *Andrew Hamilton*) the Sum of *Sixty Pounds*, and to the said Treasurer, *Five Pounds*, and *Six-pence*, makes *Sixty-five Pounds*, and *Six-pence*, which fully balances the Account of Excise arising from the *Eight-pence per Gallon* Act, ending the Fourteenth of the *Third Month*, 1724.

And we have also examined	
the said Collector's Accounts	
according to the Act for Ex-	
cise of <i>Six-pence per Gallon</i> ,	
and find the Amount thereof	£ 496 9 7½
to be, for the City and	
County of <i>Philadelphia</i> ,	
from the 14th of the <i>Third</i>	
<i>Month</i> , 1724, to the 26th of	
the <i>Tenth Month</i> following,	

And for the County of <i>Bucks</i>	
the same Time,	55 9 6½

And for the County of <i>Chester</i> ,	
from the 14th of the <i>Third</i>	
<i>Month</i> , 1724, to the 14th of	
the <i>Seventh Month</i> follow-	
ing,	47 4 6

Being in all, £ 599 3 8

Of which he hath paid to the Provincial Treasurer,	£ 245 7 11
And his Commissions on the said Sum, at <i>Ten per cent.</i>	59 18 4
Remains due from the said Collector to the Provincial Treasurer,	293 17 5

£ 599 3 8

We have also examined the Accounts of <i>Charles Read</i> , the Officer for paying <i>One Penny per Pound</i> Bounty upon merchantable Hemp, raised in this Province, and find he hath paid Bounty for Twenty-one Thousand two hundred and Eight Pounds of Hemp (sold) since last Settlement) the Sum of	£ 88 7 4
And there remains a Balance in his hands, carried to new Account, the Sum of	19 0 3½

We have also examined and settled the Accounts of <i>Samuel Preston</i> , Provincial Treasurer, and find the total Debt of the Province, for all Orders issued since the last Settlement, made with him by the Committee of Assembly, on the 7th of the <i>Third Month</i> , 1724, amounts unto the Sum of	£ 322 10 6
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And his Commissions, at <i>Five per Cent.</i> thereon,	16 2 6
And Bills of Credit, sunk in Preference of Committee, .	312 10 0
And his Commissions, at <i>Five per Cent.</i> thereon,	15 12 6

And the Balance of last Account settled, and then due from the Province,	3701 7 9	
Makes the total Debt of the Province,		£ 4368 3 3
Towards which, he hath received in Bills of Credit from the Loan-Office,	3800 0 0	
And Credits for an improper Charge in his last Accounts for Commissions,	190 0 0	
And <i>William Trent</i> and Company, for <i>One Hundred Pounds</i> , being the Remainder of an Order for <i>One Hundred and Fifty Pounds</i> to be paid them, to settle an Agency, and <i>Five Pounds</i> Commissions thereon,	105 0 0	
And by <i>Owen Roberts</i> , former Collector, the Sum of	193 19 0	
And by <i>Charles Read</i> , present Collector, for the Balance of account of former Excise, ending the 14th of the <i>Third Month</i> , 1724,	65 0 6	
And by Ditto, Collector for the Sum of	245 7 11	
		£ 4598 18 5
By which the Balance in the Hands of the Provincial Treasurer appears to be the Sum of		£ 230 15 2

And as to the State of the Debt of the Province, for Money taken out of the Loan-Office, and received into the Treasury being in all *Three Thousand Eight Hundred Pounds viz. One thousand Three Hundred Pounds* of the last Loan and *Two Thousand Five Hundred Pounds* of the first, the Proportion

of which last Sum being sunk by the Treasurer, in Preference of the Committee, is *Three Hundred Twelve Pounds, Ten Shillings*; there remains due from the Publick Funds, to discharge the said Loans, the Sum of *Three Thousand Four Hundred and Eighty-seven Pounds, Ten Shillings*.

We have received of *Samuel Preston*, Provincial Treasurer, the Sum of *Three Hundred Twelve Pounds, Ten Shillings*, being the one Eighth Part of *Two Thousand Five Hundred Pounds* of Bills of Credit, put into the Treasury for discharging the Publick Debts of this Province, as the Law for emitting *Fifteen Thousand Pounds* in Bills of Credit doth direct.

We have also received of *Evan Owen*, Treasurer for the County of *Philadclphia*, *One Hundred and Twenty-five Pounds*, in Bills of Credit, being the one Eighth Part of *One Thousand Pounds* lent the County; also of *Philip Taylor*, Treasurer of the County of *Chester*, the Sum of *Thirty-seven Pounds, Ten Shillings*, being the one Eighth Part of *Three Hundred Pounds* lent the said County; and also of *Jeremiah Langhorne*, Treasurer of the County of *Bucks*, the Sum of *Twenty-Five Pounds*, being the one Eighth Part of *Two Hundred Pounds* lent that County.

We have also sunk and destroyed the remaining Part of the first Payment, due from the Mortgagers to the Loan-Office, being *Eighty-five Pounds*, as appears by Report of a former Committee, delivered the 14th of *August, 1724*; all which Bills of Credit we have sunk and destroyed as the Law for emitting *Fifteen Thousand Pounds* in Bills of Credit doth direct; all which is humbly submitted to the Correction of the House, by

ANTHONY MORRIS,
JOHN KEARSLEY,
JOB GOODSON.

February, 4, 1724.

The Members appointed this Forenoon to require the Petitioners to produce Vouchers for their Allegation, report, that some of them will attend the House this Afternoon. And Captain *Anthony* waited at the Door, and being called in, did relate how he had been arrested contrary to the said Law, &c. After some Debate,

Resolved, That the House enter upon the further Consideration thereof To-morrow Morning.

The Petitions of several Merchants, in Behalf of themselves and others, setting forth the Benefit they have received by the Honesty and diligent Application of the Flour Officer, and desiring the Continuance of his Salary and Fees, as also a

further Encouragement; was presented to the House, read, and ordered to lie on the Table; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The House, according to the Order of Yesterday, went on the further Consideration of the Law of Summons; and, after Debate,

Ordered, That *John Kearsley*, and *Morris Morris*, go to the Clerk of the Court, to know whether he has those Objections the Court drew up in Writing, relating to the Law of Summons; if he has them not, that he apply to the Magistrates to draw up their Reasons in Writing; and lay them before the House immediately.

The Flour Act was brought in and read, according to the Amendments made by the Committee appointed the second Instant.

Resolved, That the said Bill do pass.

Ordered, That the same be transcribed, in order to lay before the Governor.

The Members who went to the Clerk of the Court, return, and report, that they delivered the above Message; and the said Clerk told them, that there was a Paper read in the Court, containing the Opinion of some of the Justices concerning the said Law of Summons, but where it is he knows not; but if the same could not be found, he would endeavour to procure their Objections to lay before the House.

The House was informed that *James Logan* attended at the Door;

Ordered, That *Thomas Watson* go and ask him, whether he has any Thing in Writing to offer to the House, as the Opinion of the then Justices relating to the Law of Summons, and to bring the same into the House; and being returned, reported, that he had spoke with *James Logan*, who answered, that he had nothing in Writing by him; but that he was willing to inform the House of the Heads of the Paper containing the Opinion of the Justices on the Law of Summons.

The Petition for a Powder-house was read the second Time.

The Petition against the said Powder-house was read the second Time.

A Paper, under the Hand of the Recorder and Aldermen of this City, approving of the Place designed to build the Powder-house, was read; and, after some Debate,

Ordered, That the Petitioners have Leave to bring in a Bill according to the Prayer of the said Petition; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Petition of sundry Inhabitants of this Province, setting forth the great Damage the Country sustains by Reason of the late Increase of Crows, Blackbirds, red headed Woodpeckers, and grey Squirrels, and praying some Method may be used to remedy the same; was presented to the House, read, and ordered to lie on the Table.

The Petition concerning the late Instructions from Widow *Penn* to our Governor, &c. was read the second Time.

Then was read the Remonstrance of sundry Members of Council in 1717-18, and the Governor's Observations thereon, by way of Answer; also a long Memorial from *James Logan*, in Behalf of the Proprietary's Family, and of himself; upon which, a Debate arising, the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Bills whose Titles follows, *viz. An Act to enable Jeremiah Langhorne, &c. to build a new Court-house and Prison in the County of Bucks; An Act to prevent the Exportation of Bread and Flour not merchantable*; being transcribed and examined,

Ordered, That *Thomas Watson*, and *Joseph Pennock*, wait on the Governor with the said two Bills, and desire his Concurrence thereto.

The House went on the further Consideration of what was debated last Night; then a Motion was made, and the Question put, that the private Instructions to Governor *Keith*, and all the Papers relating thereto, be published; also the Memorial of *James Logan*, in Behalf of the Proprietary and himself; also the Reasons given Governor *Keith*, by some Members of Council, for leaving that Board the 22d of *February*, 1717-18; and the Governor's Observations thereon, by way of Answer? *Carried in the Affirmative*.

The Members above return, and report, that they delivered the Bills, according to Order; and the Governor was pleased to say, he would receive those Bills, but should not proceed thereon, until he had the Opinion of the House concerning his late private Instructions.

Ordered, That *Anthony Morris*, *Job Goodson*, and *John Kearsley*, revise the Minutes of this Week, in order to have

them published, and that the Clerk deliver a Copy of the same to *Andrew Bradford*, and likewise a Copy of the above Papers.

The Widow PENN'S private INSTRUCTIONS to Sir WILLIAM KEITH, Bart.

Sir William Keith,

London, May 20, 1724.

IN my last, of the Twenty-fifth of *February*, by the Bearer, enclosing an Agreement made with Lord *Baltimore*, for the Quieting of the People of both Provinces in their Settlements on the Borders, I wrote my Sentiments freely on some Points relating to thyself and the Government; since which, I have, with the Principal of the Trustees, and other Friends, considered more closely of the Province, and our Interest there, which seems, of late, to be under some Discouragement, and to have suffered by Irregularities, which, it is high Time, should be remedied; and it may be worthy of thy own Reflection to consider, whether much of thy late Conduct, together with so apparent a Neglect of us, might not give us too much Reason to doubt whether thou didst look upon thyself to be any longer accountable to us; or whether thou hast not entertained an Opinion, that since my Husband's Decease, the Circumstances of the Family had put it out of our Power to take any new Measurers with that Government: But I may take this Opportunity to let thee know, that we could long ere this have found Means to convince thee to the contrary, had it not been for our tender Regard to thy Family, and the Hopes we had conceived that thou wouldst have made the best Application of thy known Abilities to the Interest of thy Constituents; And to the Intent that thy future Management may be more to our Satisfaction, I shall now give thee some further Instructions, which I shall expect thou wilt punctually observe, together with those formerly given thee with thy Commission.

And, in the first Place, as I have, together with the Trustees, made a further Nomination and Appointment of Persons to manage our Proprietary's Affairs, there, by the Names of Agents or Commissioners, thou art to assist those Commissioners with the Powers of Government in all Cases where necessary or requisite for advancing our just Interest; and especially endeavour to see the Authority of the Court and Laws executed against those who, on any Pretence, invade or detain our Rights from us: And if in any Case there should be Occasion to use the Powers of Legislature, thou art to apply thy best Endeavours to procure the Assistance

of the Assembly to join with thee in passing such further Laws as may, on such Occasions, be wanted. And here I cannot but take Notice of thy Imprudence and great Mistake in a Point of this Nature, as mentioned in thy last Letter to me.

As in all Charges of the Governors there, the Dependence of the Proprietary and his Family has been chiefly on their Friends in the Council, whose Recommendation alone was (as thou must needs remember) the first and chief Step to thy Advancement to the Place thou enjoyest, we must still rely on their Advice and Assistance as our principal Security, and more especially upon such of them as were confided in by my late Husband; but as thy Measures with the Council (as I have been assured by divers Hands) have been new and singular, it is now absolutely required, that thou reform them as follows, *viz.*

That no Person be called to that Board, and admitted a Member of it, without being first proposed and approved of in Council impartially and equally convened, consisting of at least two Thirds of the whole Number of acting Members, after which he may be admitted at the next Sitting: But as that Country was principally settled by those of our Profession called *Quakers*, it is expected, that at least one Half of the whole Number shall be of that Profession. And if any Person has been called to that Board without having been first approved of as aforesaid, that he be excluded till such Time as he shall be so approved; and that the Number of acting Members resident in the Government consist not of less than Eight, nor of more than Twelve, at one Time.

The Powers of Legislature being at present lodged solely in the Governor and Assembly, without so much as a Negative reserved to the Proprietary when absent, it is of the highest Importance for our Security, as well as for that of the Country, that Matters of Legislation should be carried on with the most mature Advisement and Deliberation; for it never was intended that every new Governor should, with an Assembly annually chosen, proceed to make what new Laws they should think proper, to be transmitted directly to the King's Ministers, without any other Check: It has therefore been the more surprising to see thee (from whom it could have been least expected) to be the first Author of so dangerous an Invention, which entirely takes off the Security which the Proprietary ever had; and absolutely required of his former Duputies, that nothing should be transacted by them, with any Assembly, but with the joint Concurrence and Ap-

probation of his Friends in Council: Therefore, for Remedy of this Grievance, it is required, that thou advise with the Council upon every Meeting or Adjournment of the Assembly, which requires any Deliberation on the Governor's Part; that thou made no Speech, nor send any written Message to the Assembly, but what shall be first approved in Council; that thou receive all Messages from them in Council, if practicable at the Time; and shall return no Bills to the House, without the Advice of the Council; nor pass any whatsoever into a Law, without the Consent of a Majority of that Board; that the Minutes of Council be regularly kept, and those of the Proceeding Council be read and approved at the next Meeting, and shall always remain in the Possession of the Clerk of the Council.

I ought to have taken more Notice than I shall do of the last Letter I ever received from thee, being of the 5th of *July*, 1722; but as I look'd upon it only as the Effect of some warm Resentment, I shall, for divers Reasons, choose to say no more of it here. I must, however, further observe, that *James Logan*, since his Arrival here, has, to our Surprise, on all Occasions refused the Title of Secretary of that Province; which, upon Enquiry into the Cause, I find is owing to thy appointing, by thy Commission under the Great Seal, another Person (an entire Stranger to us) to officiate as Secretary of the Government in all Cases where any Profits arise, as well as Clerk of the Council. Upon which, I cannot but tell thee, that my Husband, the late Proprietary and Governor, after a full Experience of his Probity, Fidelity and Capacity, for that Employment, appointed him, not only Secretary of the Province, but intrusted him particularly with the Management of his Affairs, as his Receiver General, and continued the same Confidence in him so far as to name him to be one of the Trustees of his last Will. And I must do him the Justice to say, that we have had long Experience of his many faithful Services, and of his constant Care and Zeal to promote and support our Interest in that Country: We have seen the Justness of his Accounts, which have been carefully examined since his coming over; and such an Instance of his Fidelity in making of our Returns (whereby we have been benefited many Hundreds of Pounds, by saving the Exchange) as can leave us no Room to suspect his Integrity in the Management of any of our Affairs that have been under his Care; and therefore I should very much wrong both him and myself, to look upon him in any other View than that of a very honest and capable Man, and my true and

faithful Friend: 'Tis therefore what we never could have expected, that a Gentlemen who obtained that Government by my Husband's Commission, and still holds it on the Foot of the same Appointment, should, without any Notice to, or Direction from us, and without ever advising with his Council as his Instructions enjoin him in such Cases take upon him to displace such an Officer; It is therefore expected and required, that all Commissions invalidating those to him shall be forthwith made void. That the Lesser Seal of the Province be re-delivered to him, and remain in his Custody, as it ever was from his Arrival there to thy Accession to the Government; that he, by himself, or his Deputy, shall exercise all the Parts of the Secretary's Office; that all Instructions and Writings, signed by the Governor, excepting Military Commissions, and Licenses for Marriages, be done in his Office, and sealed with the Seal of the Province; that only he, or such Persons as he shall appoint, with the Approbation of the Council be Clerk of that Board and that all the Minutes of the Council shall remain in his Keeping. In all which, I desire and expect that there be no Hesitation or Delay; and that, for the future, all Means be used to Cultivate and preserve a good Understanding between you, for the Publick Peace, and general Good of the Province, and my Family.

As to the Acts for a Paper Credit, tho' the Merchants here inveigh very much against them, and the Manner of passing them has given us Reason to be dissatisfied, and might have tempted us to have had them repealed (which was easily practicable) yet, upon a mature Deliberation, we have resolved to suffer the Passing them, yet with this full Expectation, that all possible Care be taken to support their Credit by any further Acts that may be necessary for that Purpose, and all other Means that may conduce to that End; but we hope and expect that thou wilt never give thy Assent to the Passing any Law for the creating any more such Paper Credit.

We have been here very well pleased with the happy Event of the Treaty at *Albany*, after the unfortunate Death of the *Indian* that lost his Life in the Province; and we cannot but approve the Conduct of the Government in that Affair, and acknowledge not only the Care of the Governor himself, but also of those Gentlemen who undertook so fatiguing a Journey for the Service of the Publick: And we hope and desire the same Care of those poor People the *Indians* may still be continued; that the same Measures my Husband first established with them may be constantly pursued; and that on all Occasions of Moment, the Council, especially those Members

of it who are intrusted with the Affairs of Property, may be consulted; and that all Treaties with them may be managed with their Concurrence and Approbation.

We have had lately a Meeting with Lord *Baltimore* upon the Settling the Boundaries; and tho' we cannot yet come to an Agreement therein, yet his Lordship seems no less disposed than we are to determine that Dispute some way or other as soon as possible, which we hope may be done within the Time agreed upon for a mutual Cessation. However, we desire thou wilt use the same Viligance, which *James Logan* tells us thou hast always exerted, to defend the Province against all Enroachments, if any should be attempted by the *Marylanders*.

To these I shall only add, that as thou wert chosen in the Time of my Husband's Weakness, by Means of his Friends only, to that important Trust, it would be with some Regret, should we be obliged to make a Change before our final Settlement with the Crown, tho' the Means are ready at Hand: We therefore earnestly desire, that thy Skill and Abilities may be employ'd to render thy Continuance yet grateful to us, which can be no other Way effected, than by thy strict Observation of thy former, and these present Instructions.

To conclude; I recommend to thy utmost Care to promote and encourage Virtue, Sobriety, Peace and Love, among all the Inhabitants; to reconcile all Animosities and Factions, for thy own Honour, the Reputation of the Country, and our Satisfaction; a speedy Account of which, will be most acceptable to us; and in this, I earnestly desire the Lord may bless thy Endeavours, from whence the most solid Comfort will arise to thyself, and a very great One to thy real well-wishing Friend,

HANNAH PENN.

HENRY GOULDNEY and JOSHUA's GEE's LETTER to Sir
WILLIAM KEITH, *Baronet*.

Sir *William Keith*,

London, May 22, 1724.

THE Care of that Province devolving in some Measure upon us, as Trustees, we have been obliged to consider thy late Conduct in it, which has been so far from giving Content to thy Friends, who expected a very different Account of it, that we might very justly have proceeded to a Change; but the Widow of our worthy Friend, the deceased Proprietary, is still willing that thou may have a further Trial, and be continued longer; the only Terms of which is thy strict Compliance with the Instructions given in the foregoing Letter. Thou may sup-

pose, perhaps, that the Powers of Government are not directly lodged, by the Will, in our said Friend the Widow, and therefore that it may not belong so immediately to her to direct in Affairs of Government; but as the Interest of her Family is principally concerned in the Welfare and Prosperity of that Province, it can become no other Person better to take Care of it: And if ever the Propriety of this Proceeding be questioned, thou may easily be convinced there is a sufficient Power to end all Disputes with thee about it. We heartily join with our Friend in the Proceeding Letter in all its Parts, and seriously hope, for they own Sake, that thou wilt make a proper Use of it by a punctual Compliance; an Account of which, will be very acceptable to thy well-wishing Friends,

HENRY GOULDNEY.
JOSHUA GEE.

Sir WILLIAM KEITH's ANSWER to Mrs. PENN's Private Instructions.

Madam, *Philadelphia, September 24, 1724.*

"YOUR Letter of Instructions, dated the Twentieth of May, being sealed up, it was delivered unto me, as a very great Secret, by Mr. *James Logan*, upon his Arrival here: and as I have all along punctually observed the late Proprietary's Instructions, according to which, I conceive, his Majesty does now impower me to act in the Administration of this Government; so I am heartily inclined to observe, with the same Exactness, all your lawful Commands, for I am fully perswaded that you never meant to enjoin any other than such as will appear to be justifiable.

But some of these last Instructions, which I understand were drawn up by Mr. *Logan's* Advice, being not only inconsistent one with another, but also with the Charter of Privileges, which Mr. *Penn* has granted to the good People of this Province, and with the King's Royal Prerogative, I humbly conceive it to be an indispensible Part of my Duty to your Family, to lay before you the Particulars, wherein you seem to have been misled, before I proceed to endeavour to put in Practice such Things as I Judge will be very hurtful both to the Peoples and your Interest, and which in Truth appear to me as yet to be impracticable.

Any intelligent Person, in Matters of this Kind, can, beyond all contradiction, demonstrate, that the Proprietary's Power of enacting Bills from the Assembly into Laws, and his Negative upon such Bills, is wholly and solely lodged in

the Person of his acting Deputy Governor for the Time being, and cannot possibly be granted unto and exercised at the same Time by any other Person or Persons, whatsoever; and this Truth is amply acknowledged by your Letter of Instructions, in the following Words, *viz.* The Powers of Legislature being at present lodged solely in the Governor and Assembly, without so much as a Negative reserved to the Proprietary, &c. Wherefore the following Instructions, whereby the Governor is restrained positively from passing any Laws without the Consent of the Council, or from so much as uttering his Mind either in Speech, or by a written Message, to the Assembly, without the same Content, is a plain Inconsistency and Contradiction to what is immediately before so fully acknowledged to be the Constitution.

Secondly, The Proprietary having, by his own Charter, granted to the Representatives of the People of this Province the Privileges of enacting Laws, in Conjunction with the Governor for the Time being, he cannot any otherwise, but by the Peoples Consent, in a formal Act of Assembly, add a third Part of the Legislature, or innovate the Constitution at his Pleasure, which is the Purport and Effect of the said Instructions.

Thirdly, The Proprietary being restrained by Act of Parliament from intrusting his Powers of Government, and especially the Negative upon Laws, with any Person, except such as have given large Security in the Exchequer to observe Instructions from the Crown, and who shall first be approved of by his Majesty: Such a Negative as the aforesaid Instructions put in the Hands of the Council, upon the Governor and Assembly, cannot be granted without the King's Consent, and is derogatory to the Royal Prerogative.

These being the Reasons which render it unsafe for me to follow the literal Directions of the said Instructions, I hope I cannot herein be justly charged with Disrespect or want of Care for the Interest of your Family, especially when it is considered, that altho' the Council has not, during my Time, been possessed of a legal Power to put any Negative upon me, yet from my Condescension and continual Practice, they have tacitly enjoyed that Privilege, in so far as it will appear from the Records of that Board, that I have sometimes laid aside my own Opinion, even when it was supported with strong Reasons, only to fall in and agree with theirs; and until this Day it cannot, with any Truth, be alleged, that I ever proceeded in any material Point without the Advice of

the Whole, and Consent of a Majority: And this leads me to the other Part of your Letter, which relates to my Secretary, and Clerk of the Council.

You will understand from what is above said, that the present Council of this Province cannot legally be understood to be any other than a Council of State, to advise, and be present, as solemn Witnesses of the Governor's Actions, whereby the Governor has a very great and weighty Burden upon himself, being solely accountable for whatsoever is done at the Council Board; and therefore it is incumbent upon him, not only to be very particular in forming the Minutes or Records of his Proceedings, but also of their being fairly ingrossed, and safely kept from any Hands who would dare to add unto, or falsify any Part of them: That Mr. *Logan* did so, about two Years ago, in a very material Point, with much Scurrility, and personal Abuse offered therein to myself, he neither can or doth deny. Surely then, Madam, when you have maturely considered, that an Affront of that Kind to the Governor ought to be resented by the Proprietary's Family, it cannot with common Decency be expected that I should depart from the natural Right that I have of appointing my own Secretary, and submit to put those Records which remain to justify my Character into the Hands of my inveterate and professed Enemy.

you may, when you please to enquire, be informed by Persons indifferent, and of Understanding in these Affairs, that the Offices of the Governor's Secretary, Clerk of the Council, Naval-Officer, and Register for the Probate of Wills, &c. must be wholly under the Direction and Power of the acting Governor for the Time being, because he himself is by Law made accountable for his Deputies and Substitutes in all these Offices; so that neither the King nor the Proprietary can regularly put a Person into any of those Offices but whom the Governor judges he can trust and confide in.

Had not Mr. *Logan* been possessed with the strongest Passions and Prejudices against me, when he was last in *England*, he would have been ashamed to have exposed so much want of skill in the Affairs of Government, as appears by his Draught of these last Instructions, prepared for you to sign; but Men are always apt to commit the greatest Mistakes, when, Passion leading furiously on to a concealed and dissembled Resentment, they depend wholly upon their own Wisdom; it is then Hypocrisy passes for Moderation, and a concealed Craft for good Policy. What else but this could have put it in Mr. *Logan's* Head to advise you, Madam, to order

the Seal, which every where is looked upon as the Ensign of Government, out of my Hands into his Possession: That it was so before my Time, or which is the same Thing, that Mr. *Logan* exercised an absolute and despotick Authority over my Predecessor, which is well known, rendered the Governor at that Time despicable in the Eyes of the People, is a very poor Argument to support such an extravagant Demand as this, which must extinguish all Authority in the Person of the Governor whensoever it is complied with.

Surely, Madam, if Mr. *Logan* had then entertained the least Spark of peaceable Inclinations in his Mind or had not wild Resentment entirely stifled all Sense of his Duty to your service, he might easily have avoided this Piece of Extravagance, by representing to you, that it was not proper for the Proprietary's Land-Office which is distinct from the Civil Power, to depend upon the constant Use of a Seal, supposed to be at all Times and every where, in the Governor's Possession, and for the legal Use of which, he is personally accountable; and therefore he would have moved you, Madam, to give Directions, that a proper and convenient Seal might be struck for that Office, distinct from all others, as indeed it ought to be, for the better Security both of the Proprietary's Interest, and the People's Rights, issuing from the said Office, to their Lands.

All the other Instructions which are contained in your Letter, except what is herein before remarked upon, have been usually and constantly observed, and shall continue so to be while I have the Direction of the Civil Power in this Government; and you may depend upon it, Madam, as a fixt Resolution with me, on this Occasion, to lay aside all Manner of Resentment, even against Mr. *Logan*, and upon the Meeting of the next Assembly, which is at Hand, to labour whatsoever is in my Power, with the Assistance of some of your oldest and best Friends in the Council, to compose all Differences in Opinion, which may affect your Interest and Service, and to bring the Assembly and Council calmly to unite in the most proper Measures for promoting Virtue and Trade, and for preserving the happy Tranquility which, God be praised, we now fully enjoy.

I must esteem it as a particular good Fortune, that I have the Opportunity of my great and worthy Friend Colonel *Spotswood*, late Governor of *Virginia*, to convey this safely to your Hands; his known Merit and approved Skill in all Matters of Government, and the particular Services which at *Albany*, and other Occasions, he has rendered to this Province, will, I

doubt not, prove to him a just Share of your Esteem, with the Thanks which is due from all those who are truly concerned in, and for the Interest of your Family." I remain, with the most dutiful Respect,

*Madam, your most faithful,
and most obedient humble Servant,*

WILLIAM KEITH.

*Sir WILLIAM KEITH's ANSWER to JOSHUA GEE's Letter.
September 24, 1724.*

Sir,

"BESIDES the Representations which I have, by this Conveyance, sent to the Family, and particularly to yourself, I was willing, by this small Addition, to recommend to your Acquaintance and Friendship, the worthy Bearer, and my honoured Friend Col. *Spotswood*, who is fully apprised of all our Matters, and is able to give you the greatest Satisfaction and Light into all Sorts of *American* Affairs, which I know will be very acceptable to you. It is not long since I wrote to you a short cautionary Hint, *via New-York*, under Mr. *Manley's* Cover; I cannot say what may be the Event of these Proceedings at Home, nor from what Fountain or Motive it is that Mr. *Logan* is so positive to be supported in his extravagant Measures; but if the Profits of this Government be the Bait that is thrown at, I am apt to think it will not answer Expectation, at this Rate of driving in open Defiance of the Peoples Interest and strong Inclination: For, first, you will please to consider, that the Revenue here is the free Gift of the Peoples Representatives to the acting Governor, which they judiciously augment, lessen or withdraw annually, according to the Expence which they observe he has been at in their Service, and to the Ease and Satisfaction they receive from the Justice of his Administration. Moreover, although the Revenue granted in my Time has been larger than formerly, yet the Expence and Figure which the Colony has made, both at Home and Abroad, has been more than proportionably advanced; whereby the saving Profits, which may be supposed to have been applied to my Use, have not arisen to so much as even those of former Governors; and this Matter of Fact is so universally known among the People, that it will be altogether in vain to endeavour to contradict so notorious a Truth, if so, then with great Submission to your better Judgment, why should that worthy Family be so easily perswaded to charge me, in general Terms, with

Mal-administration, without obliging my Accuser to name or point at one or more of the Particulars which he would pretend to make out against me? Or which would have given great Light into this Matter, why does not the Family at once call for an authentick Copy of all the Minutes and Records of the Council, to satisfy themselves, without much Trouble, what real Ground there is for charging me in general, and by Wholesale, that I have acted all along without the Advice and Consent of that Board? This you may be assured of, Sir, is so gross a Falshood and Untruth, that there is not one Member just now at the Board, but who utterly denies it, and disclaim their having any Knowledge of the Accuser's Measures or Intentions, which appear to them to be injurious to all Parties concerned, and even such as the Majority of that Board can never submit to.

Your Son came hither last Week with Col. *Spotswood* from *Annapolis*, and is returned towards *Virginia*, having desired both Mr. *Spotswood's* Letters and mine to our Friends in that Colony: He has every where the Character of a most judicious, sober Youth, and I heartily wish you all the Joy and Comfort in his imaginable; for I am, with much Esteem, and great Respect, to your whole Family."

Sir, Your much obliged,

And most obedient humble Servant,

WILLIAM KEITH.

*To the Honourable House of REPRESENTATIVES for the
Province of Pennsylvania.*

A MEMORIAL from JAMES LOGAN, in Behalf of the Proprietary's Family, and of himself, Servant
to the said Family.

FINDING this honourable House has under Consideration,

Certain private Instructions from the late Proprietary's Widow and Executrix, Mrs. *Penn*, to our Governor, Sir *William Keith*, which he, by an unprecedented Conduct, has thought fit to lay before the House, in order (as it appears) to obtain their Concurrence with his Sentiments, that he ought not to observe them; and that Endeavours have been used to lead the House into an Opinion, that Part of those Instructions is inconsistent with some Privileges granted to the People by Charter; I must, in Behalf of Mrs. *Penn*, and that honourable Family (since they are destitute of that Person's Assistance, who, above all others, ought to appear for them) beg Leave

to assure the House, that neither Mrs. *Penn* herself, nor the Trustees, who joined with her, nor any of those with whom she advised, could believe, that any Thing contained in those Instructions was in any Degree inconsistent, or interferred with any Privilege whatsoever that the People of this Province of Right could claim; for that worthy Gentlewoman, in particular, was bred up in such Principles, and ever had so sincere a Regard to Justice and Honour, that no Consideration could tempt her, nor any Person be more averse to any Thing of that Kind.

And as this Province, notwithstanding the great Ingratitude of some Particulars, must ever lie under the deepest Obligations to that great Man, the first Founder of it, and the Original, under the King, of all the special Privileges that can be claimed by the People, it may reasonably be expected, by his Family, that the House of Representatives will use the utmost Caution and Tenderness in judging of an Affair that may, upon a close and strict Enquiry, be found vastly different from what some, from either Interest or Inclination, have laboured to represent it.

And as this House, on the one Hand, are properly the Guardians of all the Peoples Rights, and therefore are under the strictest Obligations of Justice to take Care that there be no Infraction made on any Privilege that belongs to them; so, on the other, it must be owned, that the same Justice requires an equal Caution, that nothing be claimed or insisted on as a Privilege but what has been truly granted; and that the Wisdom of the House will never suffer Notions, infused into the Populace by designing Men, nor any Pretences or Calls from such Grounds, to be a Rule of their Proceedings, further than those Notions have Truth, Justice, and clear Right of their Side.

Upon these Foundations therefore, I, with all due Submission to the House, crave Leave to propose some Considerations that may tend effectually to settle those Points beyond Dispute; and in the first Place to state the Case as it truly is, which I shall endeavour as follows.

The Part of those Instructions which the Governor thought most proper for the House's Notice, and which they will think chiefly concerns them, is, in all Probability, that which requires the Governor "to make no Speech, nor send any written Message to the Assembly, but what shall first be approved in Council, nor pass any Law without the Consent of a Majority of the same."

Now to determine whether these Restrictions interfere with the Rights of the People, as granted by Charter, I humbly conceive it will be necessary to enquire strickly and impartially what has been really granted.

The Royal Charter from King CHARLES II. to the Proprietary, grants to him and his Heirs, and to his and their Deputies and Lieutenants, full Power to enact Laws, by and with the Advice, Assent and Approbation, of the Freemen of the Province, or of the greater Part of them, or of their Delegates or Deputies, to be assembled by the Proprietary and his Heirs, in such Sort and Form as to him and them should seem best.

By Virtue of these Powers the Proprietary, who had particularly distinguished himself as an Asserter of the Peoples Rights, after his first Arrival here, to secure to those of this Province, and the Counties then joined with it, a perpetual Right of meeting without depending upon Writs, in *April*, 1683, granted them a Charter, by which he appointed that a Council by Rotatian, and an annual Assembly, should be chosen, and in these, with himself or Deputies, the Powers of Legislation were lodged.

Some Changes having happened in Government, in the Proprietary's Absence, by Means of the King's and Queen's Commission to Col. *Fletcher*, upon his next Arrival the Assembly, in *May*, 1700, much contrary to the Proprietary's Inclinations, absolutely resigned the said Charter without any Conditions, desiring to be governed as the other Colonies were.

The Proprietary however, upon this Resignation, without any Solicitation from the Assembly, promised them another Charter, but they appeared altogether regardless of it; and therefore that Year, and the next, during the Proprietary's Stay in the Country, Assemblies were chosen by Writs, a Council was appointed by the Proprietary, and with these he re-acted most of the former Laws, and other new Ones were made.

In *October*, 1701, when the Proprietary was under a great Pressure of Affairs, upon his departing with his Family for *England*; a Charter was drawn up, in which there was no Council established; this gave him an Uneasiness, for all his Conduct from the first Grant of the King's Letters Patent, as well in his first commissions of Government, sent over hither with Col. *Markham*, in the Year 1681, and in all the Schemes he drew, as his own continual Practice on all Occasions, with his Discourses on that Subject, fully shew'd his Sentiments, that no Governor ought to act, in any publick

Affair of Importance, without the Assistance of a Council; nor could he believe it consistent with the Publick Security, that every new Assembly, annually chosen, and mostly consisting of Country Men, however well disposed, should, without the further Assistance of such a Board (who being, for the most Part, of a longer Standing, are therefore better acquainted with Publick Business) be invested with the whole Power of making Laws with the Governor; or that a Governor should be left to himself to consider what Bills prepared by Assembly were fit to be passed or whether they required Amendments, and how these were to be made; all which I mention here, not only because it consists with my own Knowledge, but principally because it conduces to explain another following Part in this Paper; but the Proprietary was pressed in Time, and could not apply to much as might be necessary to settle that Affair, in the Charter; he therefore resolved to supply the Defect in another Manner, as will appear hereafter, and altering the Draught in some Things, concluded so to leave it for the present, in Expectation of a better Opportunity at his Return, intending, if possible, to end his Days here, and then he executed it as we now have it: And the Grants that are made in it, are to be considered as they at present stand confirmed, of which those respecting Legislation are only two, *viz.* The second and the fourth Paragraphs, the first of which, so far as it relates to the Point in Hand, is in these Terms: "*Secondly*, for the well governing of this Province and Territories, there shall be a yearly Assembly chosen by the Freemen thereof, to consist of four Persons out of each County, of most Note for Virtue, Wisdom and Ability (or of a greater Number at any Time as the Governor and Assembly shall agree) upon the first Day of *October*, and shall sit on the 14th Day of the same Month at *Philadelphia*, unless the Governor and Council, for the Time being, shall see Cause to appoint another Place in the said Province or Territories; which Assembly shall have Power to choose a Speaker, and other their Officers, and shall be Judges of the Qualifications and Elections of their own Members, sit upon their own Adjournments, appoint Committees, prepare Bills to pass into Laws, impeach Criminals, and redress Grievances, and shall have all other Powers and Privileges of an Assembly, according to the Rights of the Freeborn Subjects of *England*, and as is usual in the King's Plantations in *America*." And this was the grand Privilege that seemed principally desired by those who craved a Charter; that, without depending on the

Pleasure of every Governor, the People might have a Right to choose their Representatives, and those Representatives a Right to meet without a Writ or other Direction; but besides this there are divers others that largely prove the Proprietary's Tenderness and Affection to the People.

The fourth Paragraph is, "That the Laws of this Government shall be in this Stile, *viz.* (By the Governor, with the Consent and Approbation of the Freemen in General Assembly met) and shall be, after Confirmation by the Governor, forthwith recorded in the Rolls-Office, and kept at *Philadelphia*, unless the Governor and Assembly shall agree to appoint another Place."

Now 'tis from the Words of those two Paragraphs alone, that any Privileges in Legislation can be claimed as granted by that Charter; but the first of them only grants an annual Assembly, with their several Powers, and amongst the rest, that of preparing Bills to pass into Laws, which is all it contains relating to this Point, and is no more than is common to all other Assemblies; and the whole is explained by those closing Words, *According to the Rights of the Freeborn subjects of England, and as is usual in the King's Plantations in America*; but there is no such Privilege known in *England*, or any other of the Plantations, as is here claimed; and therefore nothing in this Paragraph makes at all for the Purpose.

The next also, has no other Grant in it than to direct the Stile of the Laws: And that after Confirmation, they shall be recorded and kept at *Philadelphia*, unless, &c.

Now seeing these are the only Grants in the Charter that they have any Relation to the making of Laws, and that neither of them grants any Thing with which the Restrictions upon the Governor in any Measure interferes, it can never be properly said, that these Restrictions are contrary to any Privileges granted to the People by this Charter.

But it will be argued, that, from the Words of the Stile, it may rationally be inferred, that it was intended our Laws should be made in a Method consistent with that Stile; that is, by the Governor, with the Consent and Approbation of the Freemen in General Assembly met; but this is by Inference only; and all Men of any Skill in those Affairs, very well know, that an Inference is no Grant. It will notwithstanding be readily acknowledged, that this was the Proprietary's Intention in that Charter; but at the same Time it ought also to be observed with what Caution that Intention is expressed,

for there is no direct Grant of it but by Implication only. There is not one Word in the whole Charter that directs the Manner of passing Bills into Laws, it is express, and absolutely grants the Assembly a Power to prepare Bills, but without any Restriction to forbid the Preparing of any elsewhere: And what is yet more remarkable in the Direction of the Stile, the Word *Advice* is left out, tho' commonly used in all Acts of Parliament, and in Acts of Assembly in other Places. All which clearly shews, that the Proprietary's Intention in that Charter, was neither to bind up himself nor Lieutenants from advising and consulting with others in Legislation. It also further shews his Resolution to guard, in the Language of the Charter, against those who, a little before that time, has started up in Opposition to him and his Interest, and sought to turn his kindest Grants of Favour to serve the unkindest Purposes against him, that they might from thence have no Manner of just Pretence against his further Proceefings, in taking the best Precaution he could, for his and the Country's Security during his Absence.

And in order to this, he immediately, by Letters Patent under the Great-Seal, bearing even Date with the Charter, *viz.* the 28th of *October*, 1701, established a Council, *To consult and assist the Proprietary himself, or his Lieutenants or Deputies, with the best of their Advice and Counsel, in all publick Affairs and Matters relating to the Government, and to the Peace, Well-being and Safety, of the People thereof; and in the Absence of the Proprietary and Lieutenants, or upon the Lieutenant's Death or Incapacity, to exercise all and singular the Powers of Government, &c.* And tho' he was then about to leave, in the Lieutenancy, a Gentlemen of known Honour, Sincerity and Integrity, *viz.* Colonel *Andrew Hamilton*, yet he obliged him by his Instructions, as he afterwards did the succeeding Governors, Colonel *Evans*, and Colonel *Gookin*, to act in all Things of Moment, relating to the Publick (and surely none will exclude Legislation from that List) by the Advice and Approbation of the Council, which those Gentlemen, in these Points, as strictly observed. And the present Governor may remember, that he not only received the like Instructions with his Commission, but for some Reasons, best known to those who required it, was obliged, in the Penalty of *One Thousand Pounds Sterling*, to observe them; and to leave the less Room for Dispute, they were also put upon Record at his first Arrival; which I mention, only because these Precautions are the first of the Kind I have known. Pursuant to these Instructions, the

former Governors did nothing of any Moment with any Assembly, but by the Advice, or with the Approbation, of the Council. The Governor's Speeches being of the greatest Importance, as they are (or should be) a Directory to the Assembly, were agreed on, and approved at the Board: And in the same Manner all Messages, of sufficient Moment to be committed to Writing, were entered on the Minutes; and if the Council were sitting, all the House's Messages were delivered there; all Bills from the House were referred, by the Governor, to the Council to be considered, and Amendments proposed as there was Occasion; and when the House happened to differ in Sentiments from the Governor and Council, so far as that the Matter could not be adjusted by Messages, Committees were appointed, and Conferences held; which generally had a very good and amicable Issue.

Thus the Crown, Proprietary and Country, had a greater Security, the Governors has a proper Assistance, and the Representatives this Advantage, that, not only their Draughts were sometimes improved, and their Bills more closely and strictly considered, but were often better adapted to answer their Intentions for the general Good of the Publick: And by these Means, the Defect which is found in this Colony alone, and in no other of the King's Dominions, of having no Legislative Council, was so far supplied, that, in a very great Measure, it answered the Intention of such a Council, as appointed in other Places. And all this was not only by the Direction of the Proprietary, who granted the Charter, and best knew his own Mind in it, but was approved by the ablest Judges; for R. *Mompesson*, among others, during his Residence here, was of the Council, and as such engaged in the Conferences that have been mentioned; only some of those Persons who have already been hinted, when they became able, by specious Pretences, to betray some honest Men into their Measures, thought fit to object to it, at a certain Time, when the Word *Privileges* was artfully wrought up to such a Value, that, to obtain some strange and unknown Things, on which that Name was impressed, the good People of the Province were debarred of that great and well known Privilege of common Justice from the Courts, which, by Means of those Persons, were shut up, at one Time, for about three Terms together; and when by referring the Lieutenant Governor to the Proprietary's Quitrents for his Support, there was more Money spent to the Country, in denying that Support, and in Contention, than would have satisfied his Desires; but all these Extravagancies were happily laid asleep, in

Appearance, for about seven Years together, before the present honourable Governor's Accession; yet we find that Spirit died not, but, tho' latent, still lived, to watch every Glimmering of Hope of an Opposition to the Proprietary's Interest, which, on the least Appearance, is carefully attended by some of the same Persons, and as smoothly and artfully fomented, and if not guarded against with Caution, may be again blown up into another Flame.

But it would be unjust to omit a particular Conveniency to the Publick that attended the Method, formerly practised here, *viz.* It happens, not unfrequently, that Assemblies present Bills to the Governor which consist not with his private Judgment to pass, though believed by the House to be for the Utility of the Publick; in such Cases, while the Governor thought himself obliged to advise with the Council, the Matter has sometimes been debated at that Board with such an Issue as prevented all further Trouble to the Assembly; or if it appeared that the Sentiments on either Side ran too high, the Council had the best Opportunity of mediating in such Difficulties, and either at the Board, or by Conference, to perswade the one or other to such proper Condescensions as appeared, upon the whole, to be most agreeable to Reason; and that this has sometimes been the Case (tho' not of late Years, for Reasons that are obvious) Representatives of a longer Standing may very well remember.

Thus the Privileges granted by the Proprietary's Charter to the People have been considered, both from the Intention of the Grantor, and the Words of the Grants themselves, which are all the known Methods by which they can be inquired into; and from these it seems to be plain, that the Proprietary never intended to bind himself, nor even in Fact did bind himself up from a Right to lay his Deputy or Lieutenant under restrictions in Legislaton; and surely none could be more easy, more safe or honourable, than to refer the Governor to the Approbation of a Board, consisting of Inhabitants of the Colony, who must be allowed to have at least as large an Interest in it, generally speaking, as the like Number of any other whatsoever, and therefore have Reason to lay the Good of the Publick, and its true Interest, as close to Heart as any other that can be named.

I would not presume to take up the House's Time, in inquiring what Privilege it can be to the People to have their Laws passed without the Approbation of such a Council, chosen from among themselves: Somebody, we find, has bestowed the Word Privilege upon it; and tho' to every Man,

who will consider the Caution that is necessary, and always practised elsewhere, in the Making of Laws, it will appear an Insecurity and Inconveniency, rather than a Benefit; yet, as it hath been named a Privilege, some without Doors, who love the Sound of the Word, without caring to understand it, must believe it worth contending for; but upon Occasion, of the extraordinary Endeavours that have very lately been used to impose on the Understandings of those, who will suffer it, I must beg Leave of the House to observe, that it certainly requires a great Dexterity and Skill in popular Address, to perswade Men, that to use a Council, and to lay a Governor under the Restrictions of taking their Advice, is a Mark of tyrannical Government, and that 'tis the Effect only of a restless Ambition to desire it, for that the more Power is lodged in one single Person, the safer will the People be in the Enjoyment of their Liberties: A Contradiction to common Sense, so palpably gross, that it is truly surprizing; and yet, by such Arts, have some Kingdoms, within less than a Century of Years last past, been changed from a State of greatest Freedom, into the most absolute and arbitrary Government. *Britain* is now almost the only remaining Kingdom that enjoys the ancient perfect State of Liberty, with which other Countries were formerly blessed, till politick Arts, and the Contrivances of Men truly ambitious and designing, subverted those Liberties, and betrayed the unhappy Subjects into the Power of one Person, whose absolute Will became the only Rule of his Government, and his Pleasure the only Standard of all their Laws, and Measure of their Obedience. 'Tis therefore in *Britain*, above all others, where no Statute can bind the Subject, but what has been passed by the King, and by both the House of Lords and House of Commons. Nor does the Sovereign any Act of State whatsoever (as we are assured) without the Advice of his Privy Council, where the Matter requires any Deliberation.

From this happy Constitution, and great Plan, it is, that all the Governments of the King's Plantations, besides this alone, are modelled; for in them the Council Board is appointed to bear the same Resemblance, both to the House of Lords and Privy Council, that the Assembly does to the House of Commons; but it seems now to be contended for as a Privilege here, that we may be the only Exception, and in this unlike our Mother Country.

It requires however no great Penetration to discover whose Interest it is to be free from all Restrictions, and that the only Business of a Council (seeing the Laws require one)

should be to meet as Witnesses (which has sometimes been the Case) that the Governor might bring his Proceedings upon the Minutes as a Record.

In the Plantations immediately under the Crown, where the King has taken Care of his Subjects, his Instructions are very particular: and in *Virginia* (as a Person who had the best Reason to know not long since informed me) the Governor cannot so much as turn out a Justice of Peace, without Advice of the Council, which, those who contend for the great Privilege of more Power to the Governor, may have the Satisfaction to know, is, on more easy Terms, practicable here.

But whatever Conveniency some may reap from such an Exemption, 'tis manifest, that it is inconsistent with the Security of the Proprietary, from or through whom all Powers in Government, and all particular Privileges, while the King's Charter subsists, must be derived, that his Lieutenant should be under no Restrictions: When present himself, he had an undoubted Power to reject any Bill that he could not approve of; and common Justice will allow him the Right to guard that no other than such should pass in his Absence; yet tho' other Proprietaries have reserved to themselves a Negative upon all Laws, tho' passed in all the Forms by the Lieutenant Governor, Council and Assembly, in the Country, he thought fit, in his Indulgence, to make no other Reservation, than to require that the Governor should not pass any Act against the Opinion of a Council, consisting of Inhabitants of the Colony; and that in all Matters, relating to the Assembly and Legislation, these should be consulted. This is the whole that any Governor has been obliged to on the Proprietary's Part; and this is the Sum of that Part of the late Instructions that have by some been so frightfully represented, without Doors, to the People; nor is the Governor; as has been untruly suggested, required by them to do any Act, or to concur in any Thing, contrary to his own Inclination or Judgment.

Now if the Proprietary cannot have even so slender a Security, he has certainly been under greater Disadvantages than happens to any other Person, who has a Right to make one Side of every Agreement he is concerned in. No Assembly, it is supposed, were ever of Opinion, that what they among themselves should agree upon, ought, immediately, to be a Law, without any other Concurrence: But if the Governor is to be laid under no other Rule than that of his own Will, and particular Interest, it may sometimes happen, that the Proprietary would be at least as safe in having the whole

Power of Legislation, in his Absence, lodged in an Assembly only.

But it has been alleged, I hear, that, by the King's Charter to the Proprietary, the Delagates of the Freemen only are to be advised with in Legislation, and that the Proprietary's Deputy or Lieutenant is, by that Charter, invested with the whole Powers of Government, in all Cases, that the Proprietary himself could exercise, were he present; and therefore, that he has no right to lay his Lieutenant under any Restrictions.

Upon the first of these, I shall crave Leave to observe, that it is impossible that should have been the King's Intention in the Grant; because we find that all our Kings, in all their Plantations Abroad, and at all Times, saving the Space of a Year or two (which there is at present no Occasion to remember) have as strictly as was possible, observed the Constitution of *England* in establishing their Governments; in all which there are Councils duly appointed: Besides, that by the same Charter, there is granted a very large Power of making Ordinances, with the Assistance of other Persons, than any such Delegates of the People.

And to the latter Allegation, that the Lieutenant Governors are not liable to any Restrictions; I must say, if that were truly the Case, seeing the Proprietary, in his Absence, never received one Penny to himself or Family from the Government, tho' others have had large Sums, it would be much more eligible and safe for the Proprietary, when he could not personally reside in the Province, to divest himself of the Government, and resign it to the King, under whom, he might be sure of such Orders, which must then be necessarily obey'd (tho' his own might not) as would effectually secure him against all Infractions on his Proprietary Rights: But that a Principal, who has a real Interest, should not have a Right to limit his Deputy, is so inconsistent with Reason and common Justice, that to repeat it, is sufficient to refute it; or if any can doubt it, let them suppose themselves the Principal, and it will immediately be resolved:

But it is further alledged by some Instruments, that there is at present no Proprietary of this Province; and that Mrs. *Penn* has no right to give such Instructions: If so, it is worth neither the Governor's nor Assembly's Time to consider them, and it is all lost that is spent about them: But I must beg those Persons Excuse; the whole Interest, both of Property and Government, is in the Family; and Mrs. *Penn* was thought the Person who had the best Rights to put the

Governor in Mind of what was expected of him, and of the Terms on which he stood.

There has, 'tis true, been some Dispute in the Family, which 'tis hoped by this Time is, or shortly will be, fully at an End; I have however in all this Paper considered the late Proprietary's Right, as it was in his Life-time, as also that of the present, on the same Foot as if the Person were as much indisputed as ever.

And now the Copiousness of the Subject having led me into an unexpected Length, I shall crave the Liberty to sum up the Case in a few short Heads, which, with Submission, I think may be rationally and modestly deduced from what has been here offered to the House's Consideration, *viz.*

First, That it clearly appears the Proprietary, in whom the Powers of Government, and Right of establishing our Constitution, were primarily lodged, never intended that his Lieutenant should act in Legislation, or pass any Laws, without the Advice and Approbation of a Council.

Secondly, That it does not clearly appear, that, in the Proprietary's Charter of Privileges, dated the 28th of *October*, 1701, there is any positive Grant, with which his requiring his Lieutenants not to act, without such Advice, in Legislation, is inconsistent.

Thirdly, That it does not clearly appear, that King CHARLES II. ever intended, by any Thing contained in his royal Letters-Patent to the Proprietary, to abridge him and his Heirs of laying their Lieutenants under such Restrictions.

To which, I crave Leave to add,

Fourthly, That it does not clearly appear, that it is inconsistent with the true Interest and real Privilege of the People of this Province, that the Governor should be obliged to act in Legislation, and in all other publick Affairs, with the Advice of the Council.

Fifthly, But that it clearly appears, that such an Obligation upon the Governor, is more consistent with an *English* Constitution than the contrary.

Now, as there have been different Opinions concerning some of these Heads, and we find them made use of to alarm the People, and to rouse Contention, upon Views I shall mention no farther here, in order to cut off the Occasion, and effectually to prevent all such Designs for ever hereafter, I humbly propose, that the Case may be fairly and impartially stated, from all the Grants that can be pleased, and be referred to some of the King's learned Counsel in the Law, which, in Behalf of the Proprietary's Family, I will engage

shall be done without any Charge to the Country; and if, upon the Resolution of such Counsel, it shall appear, that the Proprietary had no Right to oblige his Lieutenant to act in Legislation, by the Advice of a Council Board, in the Manner he ever directed (for the late Instructions have nothing new in them, further than that from the present Governor's Measures they were thought necessary to be drawn more expressive and particular) I shall in that Case undertake, in Behalf of Mrs. Penn, and all the Proprietary's Family, to assure the House, that these Instructions, with all others of that Kind, will be effectually revoked, and made void; but in the Mean time the House will clearly see, that without any Lett or Interruption from thence, they may safely proceed upon the Business before them.

Thus, having gone fully through all that appears at this Time convenient to be said upon that Part of the Instructions, which the Representatives may think principally concerns them, I shall wave all the rest, not being so solicitous for any Thing relating to myself, as to give the House the least Trouble about it; only in Justice to the Country, I must observe, that the Detention of the Lesser Seal from the Commissioners of Property (who ever, till of late, had the free and indisputable Use of it, without applying to the Governor to affix it) proves an Injury to divers, who ought to have Warrants.

And now to conclude, I shall make my humble Application to this honourable House, that as they have given publick Assurance of their Resolution to suppress all unjust Murmurs and Discontent, they would be further pleased, in their Wisdom, to consider of such Measures as may be most effectual to remove the false Impressions that have been industriously given to the Inhabitants, especially in this populous City, by unjust Surmises drawn from those Instructions, that all groundless Alarms may be quashed, the Publick Peace preserved and strengthened, and the Reputation of the Province guarded and advanced, with a due Deference to that honourable Family, to which this Province will for ever stand engaged; in all which they shall ever have the Sincerest good Wishes of, the House's most faithful Friend, and Servant,

Philadelphia, Feb. 2, 1724. JAMES LOGAN.

To the Honourable the SPEAKER of the House of REPRESENTATIVES.

Sir,

Philadelphia, Feb. 2, 1724-25.

"I AM much averse to trouble the House with any Papers, except what is absolutely necessary for their clear Informa-

tion upon the Subject of their present Deliberations; but having occasionally heard, that Mr. *James Logan* has communicated to them a certain Paper, formerly directed and delivered to me, in Defence of the Council's Pretentions to a Negative upon our Legislature, I have here inclosed an exact Copy of the Minute of Council, the Remonstrance, and my Observations by way of Answer to it at the Time, whereby yourself, and others, whom you think fit, may, at your Leisure, compare it with what Mr. *Logan* has now laid before the House; and as you will find my Sentiments of the Constitution of this Province, to be the very same now which they were seven Years ago, at the very Beginning of my Administration; so I doubt not but you will observe how very differently that learned Gentlemen represents the same Things, when he speaks as a Member of the Council, and when he dictates as a Judge from the Bench in his late printed Charge, and most elaborate Harangue, to the Grand Jury of this City and County." I am, with much Respect,

Sir, your most humble Servant,

WILLIAM KEITH.

At a Council held at Philadelphia, the 22d of February, 1717-18.

Present

The Honourable WILLIAM KEITH, Esq; Lieutenant Governor,

Richard Hill, *Jonathan Dickinson,*

Isaac Norris, *Anthony Palmer,*

Samuel Preston, *Robert Asheton,*

James Logan, Secretary.

AN Act for the more effectual raising County Levies, was read; and a Debate arising about passing of the Bill as it now stands, the Governor desired that such Gentlemen, at the Board, who had any substantial Objections against the Passing of this Bill, might either now enter their Dissent, with their Reasons, on the Minutes, or afterwards to extend their Reasons as they think fit; and if the Governor shall happen to find himself under any Necessity of passing this, or any other Bill, contrary to the Majority of Opinions at this Board, he declared, that in such Case he would likewise insert his Reasons for so doing in the Minutes of Council.

Post Meridiem.

P R E S E N T,

The Honourable *William Keith* Esq; Lieutenant Governor,

Richard Hill,

Jonathan Dickinson,

Isaac Norris,

Anthony Palmer,

Samuel Preston,

Robert Asheton,

James Logan, Secretary.

THE Governor having read two ingrossed Bills from the Assembly, *viz, An Act for building Work-houses and Houses of Correction in each County of this Province; also An Act for establishing new Ferries over Delaware River, from Philadelphia to West-Jersey;* it was moved that they should be read for the Members of Council to observe upon them, and speak to them, as has been done to other ingrossed Bills; for that the House of Assembly now expected the Governor to send for them, in order to pass such Bills as had already been subjected to the Governor's Amendments, and were finished by the House.

Several Members stood up, and after having declared their Dissatisfaction that so short Time was given for them to offer such Amendments as they conceived were necessary to several Bills of Importance, they desired Leave to withdraw, left their Presence, if such Bills should be past without further Amendments, might be understood to carry their Assent along with it.

The Governor then put the Question, Remain or Withdraw.

Remained,

Withdrew,

Samuel Preston,

Richard Hill,

Anthony Palmer,

Isaac Norris,

Robert Asheton,

Jonathan Dickinson,

James Logan, Secretary.

Then the Governor sent Mr. *Asheton* with a Message to the House, that he expected their Attendance, with their Speaker, immediately: The House attended accordingly, and the Speaker presented several Bills to the Governor, and in the Name of the House desired they might be passed into Laws.

The Governor looking upon the Bills, and observing they had been signed by the Speaker, as usual, desired that the Bills might be compleated by the House, and signed by the Speaker, before they were presented in Form to him.

Then the Speaker signed each of the Bills, by Order of the House, and presented them to the Governor, who read each Title by itself, and so passed them into Laws.

REASON'S given Governor KEITH, by some Members of Council, for leaving that Board the 22d of February, 1717-18. May it please the GOVERNOR,

THO' we were exceedingly grieved to find ourselves obliged, on the Twenty-second Instant, to desire the Governor's Leave that we might withdraw from the Council Board, when the Laws then prepared by the Assembly were to be passed in Form; yet it now yields us some Satisfaction, that, by the Governor's own Direction, we have an Opportunity of rendering in Writing our Reasons for that Proceeding, which, we hope, the Governor, in his Candor and excellent Judgment, will not only think sufficient to justify us; but will also from thence be perswaded, that the Measures which laid us under that Hardship, were such as would be best avoided for the future.

We need not here remark, to so good a Judge, how sacred a Part of Government Legislature has been justly accounted; what Caution should be used in making of Laws; and what Care applied, that they be most seriously and deliberately considered before they receive their Sanction; nor how prudently it is guarded by the Constitution of Great-Britain; or that the Crown has extended to all its American Plantations, more immediately under its Direction, the same Method that is practised in that great Kingdom, viz. That their Laws should be enacted by the joint Consent of a Governor, a standing Council, and an elective Assembly, as in Great-Britain they are by the King, Lords and Commons; but we shall principally observe, that King CHARLES II, having, by his royal Letters Patent, granted, among other large Powers, that of Legislation to our Proprietary; he, at the first Settlement of this Colony, instituted also the same Method so far, as that the Concurrence both of a Council and Assembly was necessary to the Enacting of any Law, which he always, in that Case, made his own Practice; and when, by some unhappy Differences, the Proprietary found it necessary to omit the Council in the Charter of Government, granted at his last Departure, yet he supplied this by his Instructions to his Deputies, requiring them to do nothing of Moment in the Affairs of Government, without the Assent of the Council; and surely, if any Act of Government can be termed of Moment, the Passing of Laws must be accounted so; this has been the continued Practice of all our former Governors till thy Accession; and it will not appear strange, we believe, if we flattered ourselves that such an Innovation would not be made under thy Administration, which

we must still suppose was rather unhappily accidental than designed.

As to ourselves, we beg Leave to assure the Governor, that we neither are, nor ever shall be, anxious for any Honour or Respect to be derived to us from that Station.

But these following Considerations have a very great Weight with us; for when it is remembered how various the Dispositions of Assemblies depending on annual Elections must prove, where a Latter is frequently chosen with a Spirit of Opposition to the Preceding; it is obvious how necessary a more steady Balance to these Changes in the Legislature will be found, which is so happily provided for by the British Constitution both at Home and Abroad in the Plantations: We think it therefore incumbent on us, while in that Station, not only in Discharge of our Duty to the Publick, but even to ourselves, as our Families and Estates are, in a great Measure, fixed to this Colony, to guard against any Infraction on a Method of such Importance to the Security of the Whole; a Method that has generally been concurred with by all our past Assemblies, who have shewed an Inclination to promote the Peace, Ease and Welfare of their Country, by proper Measures; Such Assemblies have chearfully acted in Concert with the Council; they have joined with their Committees, by the Governor's Appointment, as there has been Occasion, and agreed or conferred about the Amendments proposed to them, till the whole could be adjusted to a more general Satisfaction; and this has been conceived to be no less for the Security of the Governor himself, than for that of the Country.

It is true that some Assemblies, or some of their Members at least, have endeavoured to keep up a Distance between themselves and the Council, and have objected to the Council's being concerned in Legislation; but it is equally certain, that the People have resented this, and afterwards have effectually shewn their Dislike to such Proceedings and Opinions; but further, if it were demanded of those Persons themselves, when they happened to be passed by in the Elections, whether they would rather choose that the succeeding Assembly should proceed to Legislation, without the Inspection of the Council; and whether they would be best pleased that the Method they had contended for should be transmitted to their Posterity through all the Changes that might happen, we cannot believe but their Answers, if deliberately and seriously given, would convince even themselves of their former Error.

It might require too much Time to speak fully to the Governor's Apprehensions which he was pleased to express, lest, if

the Bills were not passed without any Delay, they might all be in Danger of miscarrying; We shall only say, it gives us a deep Concern to think by what Means the Governor should be laid under these Apprehensions, which, we are perswaded, would have appeared groundless, had he thought fit to proceed in the usual Method, to have the Bills duly considered at the Board by Paragraphs, and such Amendments proposed to them as might then have appeared necessary.

We should be extremely unfortunate with the Governor, could he believe that any Men in the Province are more desirous than we, that a generous Support should be raised for the Administration: We are acted by as hearty a Zeal for the Governor's just Interest as any in the Government, and we hope cannot be suspected of the contrary; but for the Reasons we have mentioned, we could not, in Justice, acquiesce in any Measures that would be a Precedent for laying aside a Practice, that we conceive to be of so great Importance to the Publick Safety. When the first six Bills were laid before us, in the Afternoon of the Twenty-first Instant, we were acquainted, at the same Time, that the Assembly was to break up the next Day; we then proposed, in that very short Time, such Amendments as occurred to us from one cursory Reading. Another very long Bill, of divers Sheets, was read once to us, in the Afternoon of the same Day, they were to rise, of which the Governor acknowledged he could not be a proper Judge; and two more were offered within Night, when the Assembly was expected to attend their Passing: Now, as it was impracticable, that our hearing of them read, at that Time, should be of any Signification, and as the Attendance of the Council has been considered as a Mark of their Concurrence, we conceived the most decent and respectful Conduct, in Relation to the Governor, that we could use, was to desire his Leave to withdraw; which he was pleased accordingly to grant us.

As we know the Sincerity of our own Hearts, and the Zeal and Affection we have always had for the Governor, and his just Interest, we hope he cannot be offended that we have acted herein as, according to the best of our Judgments, becomes us as honest Men; in which Character, we shall always be ready to shew ourselves, with due Respect, the Governor's assured Well-wishers, and Friends,

Philadelphia, Feb. 27, 1717-18.
Delivered to the Governor the
Fifth of March, 1717-18.

ISAAC NORRIS,
JAMES LOGAN,
RICHARD HILL,
JONATHAN DICKINSON.

The heads of the REMONSTRANCE, with Governor
KEITH'S OBSERVATIONS thereon by
way of ANSWER.

REMONSTRANCE. *THAT the Gentlemen were exceedingly grieved to find themselves obliged to leave the Governor, and withdraw from the Council, on the Twenty-second of February, when several Bills, which had been prepared by the Assembly, amended by the Governor, and observed upon by the Council, were to be passed into Laws.*

Observation. The Foundation of such Grief, or the Obligation which is pretended to have been laid upon them to withdraw from their Duty in Council, does not appear.

Remon. *That the Opportunity which the Governor gave them of rendering, in Writing, the following Reasons, which they think not only sufficient to justify themselves, but also to persuade the Governor, that the Measures which laid them under the Hardships of leaving the Council, will be best avoided for the future, yielded them some Satisfaction.*

Obser. It being an undisputed and known Privilege at the Council Board, for any Member to have his Opinion, and the Reasons of his Dissent, entered, if he pleases, upon the Minutes, it seems to be uncertain whether the Gentlemens Satisfaction proceeded more from the Assumption that their Reasons were sufficient to convince the Governor, or from the Measures which they had concerted to support their own Sentiments.

Remon. *This Paragraph instructs us, that Legislature is justly accounted a sacred Part of Government.*

Obser. It is presumed that the Word Sacred is not meant to infer that human Legislators are *Jure Divino*, or that every Man who may perhaps, with good Understanding, conceive himself to be well qualified for Legislation in Society, is therefore, without any other Authority, entitled thereto.

Remon. *That Caution should be used in making Laws.*

Obser. Good Advice to Law-makers.

Remon. *That Laws ought to be seriously considered before their Sanction.*

Obser. Most certainly.

Remon. *That Great-Britain has prudently extened its Constitution to all the Colonies in America, immediately under the Crown, viz. Their Laws are enacted by the joint Consent of a Governor, a standing Council, and an elective Assembly, in Imitation of King, Lords and Commons.*

Obser. It is to be wished that this Colony was as forward to imitate the Constitution of *Great-Britain* as others are; or

that the Crown would please to interpose, and take the same Care of us as of them: But as to the Similitude of King, Lords and Commons, it cannot, I conceive, be justly applied to any Governor, Council and Assembly, under the King's Dominion in *America*.

Remon. Then it is principally observed, that the Powers of Legislation were granted to the Proprietary by King CHARLES the Second's Letters Patent.

Obser. Vide Letters Patent, Paragraph fifth, where the said Powers are granted to the Proprietary and his Heirs, and to their Deputies or Lieutenants, by and with the Advice and Approbation of the Freemen or their Delegates, but not one Word of any other Counsel or Advice in the whole Grant.

Remon. That at the first Settlement of this Colony, the Proprietary instituted a Method, or at least it was his own Practice, to make the Concurrence of a Council necessary for the Enacting of any Law; but that at the Proprietary's last Departure, that is, after some Experience, he found it necessary to reject this Method, or Practice, and therefore omitted naming the Council in his Charter of Government; which Omission, nevertheless, as it is said, he afterwards supplied by Instructions to his Deputies, not to do any Thing of Moment without the Assent of the Council; but the Enacting of Laws is certainly of great Moment, wherefore they cannot pass without the Assent of the Council.

*Obser. This Sentence seems to argue strongly against the Writer's Intention, and brings the Proprietary (who is universally known to have been a Man of great Judgment, and unspotted Integrity) into too many Contradictions: But I shall only desire the Gentlemen to remember that it is the Proprietary's Letters Patent, under the Great Seal of *England*, and the Laws in Force, which have been enacted by Virtue of that Great Seal, by and upon which the Frame and present Constitution of this Government is founded and ascertained, and not upon the Proprietary's private Sentiments, or Instructions to his Lieutenants' as is here imagined.*

Remon. That since former Governors have condescended, or been led into this Practice, it cannot be thought strange that Gentlemen will still flatter themselves to have it continued under the present Administration.

Obser. If former Administrations have unhappily been led into Mistakes, or any unwarrantable Proceedings, it is at least to be wished, that the present may have Fortitude enough to withstand the Example of such Precedents.

Remon. *Gentlemen declare themselves not to be anxious of any Honour or Respect on Account of their Stations, but that the Considerations of Weight with them are as follows.*

Obser. Judicious Reasoning, well applied, generally commends a more true and lasting Respect than bare Titles of Honour.

Remon. *That where annual Assemblies take Place, so that one is frequently chosen with a Spirit of Opposition to the Preceding, their Disposition must be various, and a steady Balance to such Changes in that Part of the Legislature will be found necessary.*

Obser. According to the Frame of this Government, it will, on fair Reasoning, be allowed, that the Governor is very aptly and solely the necessary Balance that is supposed to be wanting in this Case; for it is plain, that all the Members of Council, as well as every other Freeman in the Colony, are either, by themselves or their Delegates, already represented in that variable Part of the Legislature, called the House of Assembly, and consequently they must be supposed to share in the Division, Humour and Influence of that House.

Remon. *That this is happily provided for the Colonies which observe the British Constitution.*

Obser. This cannot be to the Purpose here, until the same Constitution with these other Colonies be once established by Law or Ordinance of Authority in this Province.

Remon. *These Gentlemen therefore think it incumbent on them, in Discharge of their Duty to the Publick, and themselves, as they are Men of Estates, fixed to this Colony, to guard against any Infractions on former Methods, which tend, as they conceive, to their Security.*

Obser. A bare Pretence in Discharge of publick or private Duties will never justify the pursuing Methods, or insisting upon Measures in Government, which have neither the Authority of Law nor Reason to support them.

Remon. *This Method of taking the Council's Advice has generally been concurred with by all past Assemblies, who have shewed an Inclination to promote the Peace, Ease, and Welfare of their Country, by proper Measures.*

Obser. Since by the following Paragraph we find it is acknowledged that some Assemblies have objected against the Council's being concerned in Legislation, it may, according to this indefinite Way of Expression, be questioned, whether there ever was an Assembly in this Province, who had an Inclination to promote the Peace, Ease and Welfare, of their Country, by what is here called proper Measures.

Remon. *Former Assemblies have chearfully acted in Concert with the Council, and have joined Committees with them by the Governor's Appointment; they have conferred and agreed upon Amendments proposed; and this has been conceived to be no less for the Security of the Governor himself than for that of the Country.*

Obser. And doubtless, when the proper Judge in such Cases (the Governor) sees Occasion to appoint any Conference between the Council and Assembly, or that the House of Assembly shall think fit to desire such a Conference at any Time hereafter, it will be so again.

Remon. *It is acknowledged that some Assemblies have been jealous of the Council, and objected against their being concerned in Legislation.*

Obser. What has been may be again; wherefore, in Prudence, the Governor is not to admit of, or follow any Precedents, in so nice a Point as that of the Legislative Power, but what are warranted by Law.

Remon. *But then we are to know that the People have resented this Proceeding, in their Representatives, and have effectually shewn their Dislike of such Opinions.*

Obser. A most noble Instance, where the Indiscreet Resentments and Humour of a Multitude is sometimes more to be regarded, than the deliberate Sentiments of a Representative Body, met in their Legislative Capacity.

Remon. *Yet further, if it were demanded of these Persons who happen to be thrown out at Elections, whether they would rather chuse, that the succeeding Assembly should proceed to Legislation without the Inspection and Consent of the Council, or that the Council's having a Share in Legislation, should be transmitted down to Posterity? In this Case these Gentlemen cannot believe but that the Answer of such ejected Members (if deliberately and seriously given) would convince, even themselves, of their former Error.*

Obser. Let it for once be conceded here, that the Answers of such Persons, to this Question, were seriously and deliberately given, of which (*Obiter*) these Gentlemen only are to be Judges, and that they were thereby convinced of their former Error; or which is the same Thing in this Case, from different Circumstances and Characters, had different Views and Opinions; is not this still arguing, that the Frame of Government is to be better supported, and that the Laws may be more judiciously composed and advised, by an unruly and variable Multitude without, than by the Representative and Legislative Body, legally assembled within Doors.

Remon. That it would require too much Time to speak fully to the Governor's Apprehending that if the Bills were not then passed, the whole would be in Danger of miscarrying.

Obser. This artificial Stroke, to avoid touching upon the most material and chief Point of all this Controversy, is obvious.

Remon. Only the Gentlemen are under a deep Concern, to think by what Means the Governor should be laid under the Apprehensions, which they are perswaded would have appeared groundless, had the Governor thought fit to have the Bills considered by Paragraphs at the Board, and such further Amendments proposed as to these Gentlemen might seem necessary.

Obser. Here they go on, but the Figure is carried a little too far, and obliges the Governor to put the Gentlemen in Mind, that notwithstanding of their affected Ignorance and Concern, about the Means whereby the Governor comes to be laid under such Apprehensions, it will be chiefly incumbent upon them (if it is ever inquired into) to clear themselves from having had as great a Share of bringing the Governor under those Apprehensions as any other Person whatsoever; and if no other Method can be found to remove the Grounds of such Apprehensions, but the Allowing of these Gentlemen a Negative upon the Legislative Power, it is to be feared that will hardly be granted at this Juncture.

Remon. That none in the Province are more desirous than these Gentlemen to have a generous Support raised for the Administration, and that they are acted by as hearty a Zeal for the Governor's Interest as any in the Government.

Obser. The Obligations of Friendship, and good Offices between the Governor and those Gentlemen, have been mutual hitherto; their Interests, in the Governor's View, seemed to be linked together, and stand upon one Bottom; so that the Governor cannot, nor does not, suspect their hearty Zeal for his Service, tho' his Reason cannot fall in with theirs, or approve their Conduct in this particular.

Remon. But for the Reasons already mentioned, they could not in Justice acquiesce in Measures that would give a Precedent for laying aside a Practice, which they conceive to be of great Importance to the Publick Safety.

Obser. It is hoped that the Observations here made upon these Gentlemens Reasons, together with the Strength of their own excellent Understandings and good Judgments, will give them a different View of the Matter in Question.

Remon. When the first six Bills were laid before them, in the Afternoon of the Twenty-first Instant, they were acquainted at the same Time, that the Assembly seem'd inclined to break up the next Day, and that thereupon they had proposed such Amendments as the Shortness of the Time would permit.

Obser. The Gentlemen very well know that the Governor himself took their Observations to these six Bills on the Twenty-first in Council, and sent them to the Assembly, who agreed to such of them as were of any Importance; and, upon cool Reflection, they cannot but own that the Governor's condescending to humour the Assembly in their Desire to break up on the Twenty-second, being the last Day of the Week, was, if not a necessary, at least a very discreet and prudential Piece of Conduct at that Juncture.

Remon. *That a long Bill of divers Sheets was, next Day, in the Afternoon, read to them in Council, of which the Governor acknowledged he could not be a proper Judge, and that two more were offered before Night, when the Assembly was expected to attend their Passing.*

Obser. This is not fairly represented; for that being a Bill to render County Levies more effectual and more equal, tho' the Governor did acknowledge that he was not so proper a Judge of these Country Affairs; yet, at the same Time, these Gentlemen can, if they please, remember that the Governor said, he thought none could pretend to a better Understanding in such Matters, than the Members of Assembly themselves, who best knew the Particulars, and were daily conversant with the Affairs of their respective Counties.

Remon. *That as these Gentlemen hearing the Bills read at that Time could be of no Signification, and that the Attendance of the Council has been usually considered as a Mark of their Concurrence, they could not use a more decent and respectful Conduct towards the Governor, than to desire his Leave to withdraw, which was granted them accordingly.*

Obser. The Governor does truly think, that these Gentlemen's protracting Time in often reading and amending of Bills, which had already passed several Views, could have had no other Signification or Effect, but to chagrin the House of Assembly, and disturb that perfect good Understanding, which, with much Care and Pains, had all along been preserved between that House and the Governor; and whatsoever Notions these Gentlemen may have framed to themselves, about the Attendance of a Council upon the Governor, at his passing of Laws, I am hopeful they will, on the like Occasions,

find out still a more decent and respectful Conduct, than what they shewed at that Time, towards a Governor who has, on all Occasions, expressed his Ambition to please and serve them and their Friends, and who never yet afforded them any just Cause of Offence, by Word or Deed, that he knows of.

Remon. That as the Gentlemen are conscious of their own Sincerity, and the Zeal and Affections which they have always had for the Governor, and his just Interest, they hope the Governor cannot be offended with them for having acted, as, according to the best of their Judgments, became honest Men.

Obser. The Governor has had so many Proofs of these Gentlemens Affection to him, and bears so true an Esteem for them and their Families, that he can be no other Ways effected by any Difference in Opinion with them, than what the Desire which every just and good Man hath to be of one Mind with his best Friends, doth and must naturally produce.

And then the House adjourned to the 8th of the *Twelfth Month*, at Three a Clock in the Afternoon.

The House met, &c. and adjourned till Nine a Clock Tomorrow Morning.

The House met, &c.

The House went upon a Debate about the Message the Governor returned to the House by Members that carried the two Bills to him on *Saturday* last; and a Motion being made, the Question was put, that an Address be drawn up, and sent to the Governor, to declare the Opinion of the House relating to *Widow Penn's* private Instructions, in Answer to the said Message? *Passed in the Affirmative.*

Ordered, That *Francis Rawle*, and *Anthony Morris*, draw up the same, and lay it before the House in the Afternoon.

A Member of the House (at the Request of some Magistrates) delivered in at the Table a Paper, containing the Heads of the Reasons given in the Court of Common Pleas, held in *September*, 1723, for the City and County of *Philadelphia*, by the Justices of the said Court, for not observing an Act of Assembly passed the Same Year, intituled, *An Act directing the Process of Summons against Freeholders*, which was read; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Members appointed to draw up the Address, to the Governor, brought in the same, which being read, after some

small Alteration made, was agreed to, and ordered to be transcribed, and signed by the Speaker, and sent to the Governor, and is as follows, *viz.*

To Sir WILLIAM KEITH, Baronet, Lieutenant Governor of the Province of *Pennsylvania*, &c.

The ADDRESS of the REPRESENTATIVES of the said Province, in GENERAL ASSEMBLY met, *February*, 9, 1724-25

May it please the GOVERNOR,

IN Answer to the Governor's Message to this House, of the sixth Instant, relating to the *private* Instructions sent him from the Relict of the late honourable Proprietary, William Penn, Esq; Governor of this Province; having, with great Deliberation, maturely considered the same, on this new Occasion, the House (as formerly) is humbly of Opinion, that the said Instructions are, in Part, contradictory, and an Infringement of the Liberties and Privileges by Charter granted to the People of this Province; and as the Representative Body of this Province is the Guardian of the Peoples Rights and Liberties, we humbly request the Governor, that he would be favourably pleased to assist us, by an hearty Concurrence, in asserting our Rights in the Legislative Authority of this Province, and take no Notice nor Regard, or comply with, any of those Parts of the said Instructions, which may admit of a Construction, repugnant to said Charter; and, agreeable to the Usage and Practice of this Government, proceed to pass the Bills lying before him into Laws, which will be an additional Obligation on us to justify the Governor in his Concurrence with this House.

Signed by Order of the House,

WILLIAM BILES, Speaker.

Ordered, That *Thomas Tress*, and *William Pile*, wait on the Governor with the above Address: Who return, and report, that they delivered the same, according to Order; and the Governor was pleased to return his Thanks to the House, and was pleased to say, he would send an Answer thereto in Writing To-morrow Morning.

The Petition of some of the Inhabitants of *Chester County*, desiring an Act may be passed to prohibit the Running of Swine at large (not yoaked and ringed) within the Inhabited Parts of this Province, and to take the Excise off all Spirits, and lay it on the Importer, was presented to the House, read, and ordered to lie on the Table.

The Reasons given by the Justices of the Court of Quarter Sessions, &c. was read again; and, after some Debate thereon,

Ordered, That *John Swift*, and *Edward Farmer*, carry the same to the Chief Justice, and desire his Opinion thereon: Who return, and report, they delivered the same, according to Order; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Petition against Hogs running at large, &c. and for taking off the Excise, and laying it on the Importer, &c, was read the second Time, and considered.

Ordered, The same to be laid aside, in as much as there is a Law already provided, which answers, in some Part, what relates to Hogs, and that concerning Spirits is already resolved by another Petition to the same Purpose.

The Bill, intituled, *An Act for vesting the Lands, Tenements and Hereditaments, and also the personal Estate late of John Jones, late of Philadelphia, Merchant, deceased in Trustees, to be sold, and the Monies arising by Sale of the real Estate, and the personal Estate, to be divided among the Children of the said John Jones, according as in and by his last Will and Testament is directed*, was brought in, according to Order, and read the first Time, and ordered a second Reading; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

A Motion being made about the long Sitting of Assembly, and debated; then the Question being put, that the Time of the Sitting of Assemblies hereafter be limited? *Passed in the Affirmative*.

A Motion was made, and the Question put, that the Time of the Assembly's sitting (upon Wages) shall not exceed thirty Days? *Carried in the Affirmative*. And then the House adjourned till Eight a Clock To-morrow Morning.

The House met, &c.

The House went upon a Debate about the Law of Fees;

Ordered, That the last Law of Fees be read, which was done accordingly; and a Debate arose thereon whether the said Law was in Force or not; or whether the said last Law of Fees had repealed the former; and, after some Time spent in Debate thereon,

Resolved, That the last law of Fees be revised, and such Alterations made as seem necessary, and further enforced.

Ordered, That *Edward Farmer*, *Jeremiah Langhorne*, and *John Crosby*, draw up a Bill for that Purpose; and then the House adjourned till Two a Clock this Afternoon.

The House met, &c.

The Governor's Secretary brought back the two Bills which were laid before him, with some Amendments proposed; and likewise delivered a Message in Writing, in Answer to the Assembly's Address of the ninth Instant, which being read, is as follows, *viz.*

Mr. Speaker, and Gentlemen of the Assembly,

"IN Compliance with your last Address, and agreeable to the former Practice of this Government, I have proceeded to examine and offer some Amendments in Council to the two Bills, which were laid before me from your House; and understanding myself to be very well guarded with your Sentiments, so fully and clearly expressed, concerning the present Constitution of Government in this Province, my Assistance shall not be wanting from time to time to support the Peoples Privileges granted to them by Charter, and to maintain your just Rights in the Legislative Authority.

It will, I am confident, produce a general Satisfaction in the Minds of the People, when they come to observe, in the Course of your Proceedings, that the Legislature of this Province is so firmly united to their Interest, and that every Thing, which appears to be necessary, has been amicably adjusted and conceded to between the Governor and their Representatives, in order to bring this Session of Assembly unto a speedy and happy Conclusion."

February 11, 1724-25.

WILLIAM KEITH.

Then the House proceeded on the Amendments proposed by the Governor to the Flour Bill; and after some Debate thereon,

Resolved, That the Officer have Power to constitute Deputies; and upon the other Amendment proposed by the Governor of *One Penny per Cask*, a Motion was made, and the Question put, that it stands as in the Bill, *viz. Twelve-pence per ton?* *Carried in the Negative.*

Resolved, That the said Amendment of *One Penny per Cask* be conceded to.

Resolved, That the Bill for building a new Court-house and Prison, in the County of *Bucks*, be returned again to the Governor for his Concurrence.

The Bill, intituled, *An Act for the better and more effectual raising of County Rates and Levies*, was brought in, and read the first Time, and ordered a second Reading; and then the House adjourned till Eight a Clock To-morrow Morning.

The House met, &c.

The House went on the second Reading of the Bill for raising County Levies.

Resolved, That Wolves Heads be lowered to *Fifteen Shillings* each, and that Crows be inserted in the said Bill and *Two-pence per Head* allowed for them.

Resolved, That Land, uncultivated, and belonging to Non-residents, be not rateable in this Act.

Ordered, That the farther Reading of the said Bill be referred to the Afternoon; and then the House adjourned till Two a Clock this Afternoon.

The House met, &c.

The House proceeded on the County Levy Bill by Paragraphs.

Ordered, That the said Bill, with the Amendments, be committed to *Francis Rawle, Edward Farmar, Anthony Morris, Jeremiah Langhorne, and Moses Key.*

Samuel Hudson having for some Time, been absent from the Service of the House, appeared, and acquainted this House, that he could no longer attend the Service thereof, being designed forthwith on a Voyage to *Great-Britain*, for the better Recovery of his Health.

Then the House went upon a Debate about the Law of Summons; and, after some Time spent thereon,

Ordered, That the Members to whom the County Levy Bill was committe, be a Committee to draw up a more effectual Bill for that Purpose, and that they apply to the Chief Justice for his Assistance therein; and then the House adjourned till Eight a Clock To-morrow Morning.

The House met, &c.

The Bill, intituled, *An Act for vesting the Lands, &c. of John Jones, Deceased, to be sold for the Use of the Children*, was read the second Time, and deferred.

The Members appointed brought in the Bill, intituled, *An Act for regulating and establishing Fees*, which was read, the first Time, and ordered a second Reading.

Ordered, That *Edward Farmar*, and *Thomas Tress*, wait on the Governor, to acquaint him, that the House inclines to adjourn till the first Day of *March* next: Who return, and report, they delivered their Message, according to Order, and that the Governor agrees with the proposed Time.

Ordered, That *Anthony Morris, Job Goodson, and John Kearsley*, revise the Minutes of this Week, in order to have them published, and that the Clerk deliver a Copy of the same

to *Andrew Bradford*; and then the House adjourned till the first Day of *March* next.

The Governor's DEFENCE of the Constitution of the Province of Pennsylvania, and the late honourable Proprietary's CHARACTER, in Answer to James Logan's Memorial, &c.

FINDING myself and the Administration of this Government to have been misrepresented by the Stile and Purport of some private Instructions from the Widow *Penn*, which I received at the Hands of a Member of Council to this Province, upon his Arrival from *England*; I was willing, at the Opening of this Session of Assembly, to know from, the People's Representatives, what real Grounds has been given, by any Parts of my Conduct, for such a heavy Charge as, in general Terms only, was endeavoured to be laid against me; for it was my full Purpose, and fixed Resolution, at that Time, to lay aside all Animosity or Resentment against Particulars by Name, and to insist only upon general and just Defence of my own Character; but, to use the Gentlemen's own Words, I soon found that, by an unprecedented Conduct, some extraordinary Means were used to stir up a Party, in the House of Representatives, against the Governor's open, plain, and most justisable Measures, to unite to still more the Afflictions and Sentiments of the whole Legislative Power.

In order to frustrate so wicked and pernicious a Design, I was brought under a Necessity of laying before that House, the said original private Instructions, which, with the smooth Name of Secrecy, were, as it now appears, evidently intended by this Gentlemen sily to break through the Privileges granted to the People by Charter, under a meer Pretence of gentle Instructions to the Governor in Private; for should he either divulge or disobey them, we are told, Means of Resentment are at Hand, and no Quarter to be given.

That the House however might clearly see, and impartially judge of what so nearly concerned them, I also laid before them my Answer to the said Widow *Penn's* Letter of private Instructions, which I do say, that there are three Things demonstrated beyond all Contradiction, *viz.*

First, That some of the said Instructions conclude absurdly, and therefore are impracticable.

Secondly, That they are a positive Breach of the Charter of Privileges to the People. And,

Thirdly, That they are inconsistent with the legal Prorogative of the Crown, settled by Act of Parliament.

The Resolutions taken by the House of Representatives on these Matters, having been published by Authority, I shall

not here speak to any Thing which they have already considered; but finding, amongst other Things that are printed in the Journal of that House, a very extraordinary Memorial, which, from an unfathomable Depth of profound Knowledge, that contemns the written Letter of Constitutions, and Laws, discovers to us the more sublime Intentions, and secret or never before known Views of Princes and great Men, whose Memories ought to be mentioned here with the greatest Veneration and Respect; it will be very convenient to examine, whether the Commentary of this Memorialist upon the Royal Grant, and the Proprietary's Charter of Privileges, be consistent with the Text; for if it should plainly appear that they disagree, and that this Commentator's Inferences are no other but fanciful Conceits, proceeding from strong Passions and Desires, it will then be incumbent on him further to shew, by what Authority he takes upon him to dictate upon, and expound those solemn Evidences and authoritative Deeds, on which our Constitution is founded, in a quite different Sense from all others who have yet considered them.

The Memorialist, in his Title and Introduction, seems mightily to tickle his own Fancy, with an imaginary Supposition that some Attack has been made, or some Injury intended to Mrs. *Penn*, and that honourable Family; and thereupon he assures the House of what I am confident every Man without, as well as within Doors, does sincerely believe *viz.* "That neither Mrs. *Penn* nor the Trustees, who join'd with her, could think that any Thing contained in those Instructions was, in any Degree, inconsistent, or interfered with any Privilege whatsoever, that the People of this Province of Right could claim; for that worthy Gentlemen's Regard to Justice and Honour was such, that no Consideration could tempt her, nor any Person be more averse to Things of that Kind."

Thus Mrs. *Penn*, and the Trustees who join'd with her in this Matter, being amply vindicated by the Memorialist himself, and all others concerned, from any Intention against the People's Privileges; and the House of Representatives at the same Time having voted, *Nemine Contradicente*, that some Part of the said Instructions do infringe their Privileges, what other Conclusion can possibly be made, but that Mrs. *Penn*, and the Trustees who joined with her, have, by some pernicious and insinuating Counsel, been led into Things which they did not intend, or had the least Apprehension of, at that Time.

Who will not concur with the Memorialist in his second Paragraph, that this Province lies under the deepest Obligations to its first great Founder? And who can say otherwise, but that the present House of Representatives have truly used very great Tenderness in judging of Affairs which have been grosly misrepresented to them?

It would, in my Opinion, have been much to this Memorialist's Advantage, had he always acted as agreeable to his own Assertion in the third Paragraph, *viz.* "That the House are properly the Guardians of all the Peoples Rights, and therefore are under the strictest Obligations to take Care that there be no Infraction made on any Privilege that belongs to them;" as the House have evidently done to the Rule which he judiciously prescribes for their Proceedings, *viz.* Truth, Justice, and clear Right.

These are Foundations upon which the Memorialist proceeds to state the Cause, and, as he modestly pretends, to settle the Points in Question beyond Dispute; and that he may have the fairest Play imaginable, I shall proceed in his own Method, *viz.* To enquire strictly and impartially what has been really granted: In order to which, I must here transcribe, *verbatim*, such Paragraph of the Royal Charter as I shall have Occasion hereafter to make Use of in this Argument, and without Regard to their Position in the Original, I shall mark them numerically only for the Sake of Reference.

"1. CHARLES, by the Grace of GOD, &c. To all to whom these Presents shall come, *Greeting:* WHEREAS Our trusty and Well-beloved Subject *William Penn, Esq;* Son and Heir of Sir *William Penn*, deceased, out of a commendable Desire to enlarge Our *English* Empire, and promote such useful Commodities as may be of Benefit to Us and Our Dominions; as also to induce the Savage Natives by gentle and just Manners, and kind Society and Christian Religion, hath humbly besought Leave of Us to transport an ample Colony unto a certain Country herein after described, in the Parts of *America*, not yet cultivated and planted; and hath likewise so humbly besought Our Royal Majesty, to give, Grant and Confirm, all the said Country, with certain Privileges and Jurisdictions, requisite for the good Government and Safety of the said Country and Colony, to him and his Heirs for ever. KNOW YE THEREFORE, That We, favouring the Petition and good Purpose of the said *William Penn*, and having Regard to the Memory and Merits of his late Father in divers Services, and particularly to his Conduct, Courage

and Discretion, under Our dearest Brother JAMES, Duke of *York*, in that signal Battle and Victory fought and obtained against the *Dutch Fleet*, commanded by the Heer *Van Opdam*, in the Year 1665: In Consideration thereof, of Our special Grace, certain Knowledge, and meer Motion, have Given and Granted, and by this Our Present Charter, for Us, our Heirs and Successors, do Give and Grant unto the said *William Penn*, his Heirs and Assigns, all that Tract or Part of Land in *America*, &c.

2. SAVING always to Us, Our Heirs and Successors, the Faith and Allegiance of the said *William Penn*, his Heirs and Assigns, and of all other Properties, Tenants, and Inhabitants, that are of shall be within the Territories and Precincts aforesaid: And saving also unto Us, Our Heirs and Successors, the Sovereignty of the aforesaid Country.

3. AND forasmuch as We have hereby made, and ordained the aforesaid *William Penn*, his Heirs and Assigns, the true and absolute Proprietary of all the Lands and Dominions, aforesaid, KNOW YE THEREFORE, That we, reposing special Trust and Confidence in the Fidelity, Wisdom, Justice, and provident Circumspection, of the said *William Penn*, for Us, Our Heirs and Successors, do grant free, full, and absolute Power, by Virture of these Presents, to him and his Heirs, to his and their Deputies and Lieutenants, for the good and happy Government of the said Country, to ordain, make and enact, and, under his and their Seals, to publish any Laws whatsoever, for the raising of Money for the Publick Use of the said Province, or for any other End, appertaining either unto the Publick State, Peace and Safety, of the said Country, or unto the private Utility of particular Persons, according unto their best Discretion, by and with the Advice, Assent and Approbation, of the Freemen of the said Country, or the greater Part of them, or of their Delegates or Deputies, whom for the Enacting of the said Laws, when, and as often as Need shall require, We will that the said *William Penn* and his Heirs, shall assemble in such Sort and Form, as to him and them shall seem best, and the same Laws duly to execute, unto and upon all people within the said Country and Limits thereof. AND We, do likewise Give and Grant unto the said *William Penn*, and to his Heirs, and to their Deputies and Lieutenants, full Power and Authority, to appoint and establish any Judges and Justices, Magistrates and other Officers whatsoever for what Causes soever, for the Probate of Wills, and for granting of Adminis-

trations within the Precincts aforesaid, and with what Power soever, and in such Form as the said *William Penn*, or his Heirs, shall seem most Convenient: Also to remit, release, pardon and abolish, whether before Judgment or after, all Crimes and Offences whatsoever committed within the said Country against the said Laws (Treason and wilful and malicious Murder only excepted) and in those Cases to grant Reprieves, until Our Pleasure may be known therein, and to do all and every other Thing and Things, which unto the complete Establishment of Justice, unto Courts and Tribunals, Forms of Judicature, and Manner of proceedings, do belong, altho' in these Presents express Mention be not made thereof; and by Judges by them delegated, to award Process, hold Pleas and determine in all the said Courts and Tribunals all Actions, Suits, and Clauses whatsoever, as well Criminal as Civil, Personal, Real and Mixt; which Laws, so, as aforesaid to be published, Our Pleasure is, and so We enjoin, require and command, shall be most absolute and available in Law; and that all the Liege People and Subjects of Us our Heirs and Successors, do observe and keep the same inviolable in those Parts, so far as they concern them, under the pain therein expressed, or to be expressed, PROVIDED nevertheless, that the said Laws be consonant to Reason, and not repugnant or contrary, but, as near as convenient may be, agreeable to the Laws and Statutes, and Rights of this Our Kingdom of *England*; and saving and reserving to Us, Our Heirs and Successors, the Receiving, Hearing and Determining, of the Appeal and Appeals of all or any Person or Persons of, in, or belonging to the Territories aforesaid, or touching any Judgment to be there made or given.

4. AND Our further Will and Pleasure is, that the Laws for regulating and governing of Property within the said Province, as well for the Descent and Enjoyment of Lands, as likewise for the Enjoyment and Succession of Goods and Chattels, and likewise as to Felonies, shall be and continue the same as they shall be fore the Time being, by the general Course of the Law in our Kingdom of *England*, until the said Laws shall be altered by the said *William Penn*, his Heirs or Assigns, and by the Freemen of the said Province, their Delegates or Deputies or the greater Part of them.

5. AND We do further appoint and ordain, and by these Presents for Us, Our Heirs and Successors, We do Grant unto the said *William Penn*, his Heirs and Assigns, That he, the

said *William Penn*, his Heirs and Assigns, may, from time to time, for ever have and enjoy the Customs and Subsidies, in the Ports, Harbours, and other Creeks and Places aforesaid, within the Province, aforesaid payable and due for Merchandize and Wares there to be laded and unladed, the said Customs and Subsidies to be reasonably assessed upon any Occasion, by themselves and the People there as aforesaid to be assembled, to whom We give Power by these Presents, for Us, Our Heirs and Successors, upon just Cause, and due Proportion, to assess and impose the same; saying unto Us, Our Heirs and Successors, such Impositions and Customs, as by Act of Parliament are and shall be appointed."

From the plain Words and Stile of this Royal Grant to the Proprietary, as well as from that of all others of the like Nature extant, it may be inferred, that a Charter is a solemn Deed of Gift, absolutely and irrevocably conferring some Privilege or Advantage upon the humble Petition of the Party receiving, and not a Matter of Right, which can be claimed as such; and from hence it will follow, that nothing of that Kind can be imposed, by way of Ordinance, or other Authority, upon the Subject, in order to take from him any Privilege or Advantage which by Law or Custom he formerly enjoyed; for no Man in his Senses can be supposed to desire his own Loss or Restraint.

Our late honourable Proprietary therefore, as appears by the Preamble of this Charter, having humbly besought the King to grant some valuable and great Privileges, not only in his own Behalf, but also in Behalf of many others, his Majesty's loyal and good Subjects, the first Settlers of this Colony, his Majesty is graciously pleased, in the third, fourth, and fifth Paragraphs, above recited, to grant the Privilege of making Laws unto the said Proprietary, and his Heirs, and to his and their Deputies and Lieutenants, jointly with the Advice, Assent, and Approbation of the Freemen of the said Country, or the greater Part of them or of their Delegates or Deputies; by which it is evident, that the said Freemen and their Delegates do, for all Time to come, receive an absolute and irrevocable Privilege from the Crown, to be the only Parties concerned in making or enacting of Laws with the said Proprietary and his Heirs, or their Deputies and Lieutenants; which Privilege, without the Consent of the said Freeman for their Delegates, cannot lawfully or equitably be taken from them, by any Act or Deed of the Proprietary.

This being the plain State of the Case, there is no Difficulty in apprehending the Reason why the Assembly, in *May* 1700

much contrary to the Proprietary's Inclinations, as this Memorialist avers, absolutely resigned the Charter granted, or rather imposed upon them, in *April*, 1683; by which it is evident, they *viz.* the Freemens Delegates, very well understood the Privileges granted to them by the Royal Charter: And as this Memorialist very well observes, *When the Proprietary, without any Solicitation from the Assembly, promised them another Charter, they appeared altogether regardless of it: Wherefor that Year, and the next, during the Proprietary's Stay in the Country* (as this Memorialist informs us) *Assemblies were chosen by Writs, a Council was appointed by the Proprietary, and with these former Laws were re-enacted, and other new Ones made.* And this being so notable a Specimen of the Memorialist's Stile, and singular Way of Expression, through the whole Paper, I desire to be excused the Drudgery of minutely observing upon the continued Series of false Propositions, and palpable Inconsistencies, of which this extraordinary Performance is chiefly composed.

The Memorialist proceeds to tell us, that in *October*, 1701, *A Charter was drawn up, in which there was no Council, established;* and to excuse so great an Omission, here is some very remarkable Pictures drawn up by this Memorialist.

First, His Master, the Proprietary, is described under a great Pressure of Affairs, and much Uneasiness, granting a Charter of Privileges, which was altogether inconsistent with his own Sentiments, and Schemes of Government, as well as contradictory to his constant Practice: But, we are told, it consists with the Memorialist's own Knowledge, that he resolved to supply this Defect some how. Nevertheless, the Proprietary not being inclined to apply himself so much as the Memorialist thought necessary to settle this important Affair, he proceeds to execute this same Charter, with little or no Alteration, in Expectation of a better Opportunity at his Return.

The next Piece he presents us with, is the Description of a House of Representatives, annually chosen, who, because they consist of country-men, let them be never so well disposed, ought not to be invested with the Power of making Laws with a Governor, unless they were assisted and directed by this Memorialist, and some of his Friends, who are of a longer Standing, and better acquainted with publick Business than a Crowd of Country-men; for as to all Governors, not excepting the Proprietary himself, they are here represented as incapable, without this Memorialist's Instruction, to consider *What Bills, prepared by the Assembly, are fit to be passed, or*

whether such Bills do require Amendments, and how these are to be made.

Had the Memorialist published these Things as Maxims or Tenets of his own, they so far exceed the Rules of Decency and common Sense, that I should scarce have taken any Notice of them; but since he has the Assurance to father them upon his worthy and kind Master, our late honourable Proprietary, with whom I had the Honour to be personally and intinely acquainted for above seven Years, just after his last Return to *England from Pennsylvania*, I am necessarily called upon to vindicate that great Man's Character, from the bold Assertion of what this Author says consisted with his own Knowledge.

Had not the first Founder and Proprietary of this Colony been universally known in *Europe* to be a Person who was not only endued with true Piety, and an exact Conformity to the strictest Rules of moral Virtue, but also that his Mind was ever possessed of, and his whole Conduct governed by, an inexhaustible Stock of Humanity and Benevolence to Mankind; the close Adherence which so many religious good People effectually shewed to his Person and Interest, by undertaking a perilous Voyage, and transporting themselves and their whole Families, with very considerable Riches, to settle a new Colony in these Woods, so far distant from their Mother-country, amidst the barbarous Natives, could never be accounted for.

Can it be otherwise imagined, but that this great Man, when he humbly sought the Royal Gift, not only knew perfectly what he asked, but also from a Consciousness of the Justice of his own Thoughts and Intentions, even contributed himself to compleat the Draught of that excellent Charter, wherein the Peoples, as well as his own Rights and Privileges, are, in the clearest Words, most equitably established for ever.

But further, that this was the Proprietary's Design in obtaining, as well as his Interpretation, of that Royal Favour, is evident from the very Words, quoted by this Memorialist, of his own Charter granted to the People in the Year 1701, which, so far as they relate to the Privilege of Legislation, do perfectly agree and correspond with the same Thing in the Royal Grant; and not only so, but even this Memorialist himself, in express Words, readily acknowledges that this was the Proprietary's Intention in that Charter; only he desires it may be observed with Caution, that this Intention is, as the Memorialist conceives, so cunningly expressed as not to infer a direct Grant, tho' by Implication he owns it may; that is,

this wise Author would endeavour to perswade the good People of this Province, that his worthy and great Master was an arch cunning Sophister, who tho' he meant that the People should apprehend that they actually received such a Privilege by that Charter, yet there was nothing less in his Intention than truly, or in Effect to grant it to them. Who will not here say, from the abominable Defence of such Advocates, and the monstrous Ingratitude of such Servants, Good Lord deliver all honest Men!

But we must now leave the Charter to follow the Memorialist through a long Digression wherein he explains to us his own Notions of such a Council, as he wants to be established here, and to supply the Defect which he finds in *this Colony alone, and in no other of the King's Dominions*; he says, the Crown, Proprietary and Country, *would have a greater Security*, the Governors a *proper Assistance*, and the Representatives this Advantage, that their Draughts would be improved, and their Bills more closely considered, it this Memorialist, and a few others, whom he could name, had but a Negative upon the Legislature, which in a great Measure would answer the Intention of such a Council as is appointed in other Places; and to support this extraordinary Expedient, he instances the the Compliance of some former Governors, and thinks it strange that the present Governor, notwithstanding his being obliged in the Penalty of *One Thousand Pounds Sterling*, for Reasons best known to those who took such Precautions as were never before used, should make the least Scruple of giving the Obedience, which this Memorialist very modestly judges to be at all Times due unto his Sentiments, in the greatest Affairs of Government; for he being the Proprietary's Secretary, and first Minister of State, he always acts and speaks by Direction of his Master, whose secret Will or Intention is only and best known to himself. All which, he says, was approved by the ablest Judges, and, amongst others, by *R. Mompesson*; but without regard to such a Rap-sody of insupportable and incoherent Stuff, which cannot be reduced to any postive Proposition or Conclusion whatsoever, I shall, for a Specimen of this Author's Veracity, and in Vindication of that learned Gentlemen Judge *Mompesson's* Opinion of the Proprietary's own Right, and Pretentions to a Negative on such Bills as were enacted by his Lieutenant here, by and with the Assent of the Freemens Delegates, insert the following unanimous Opinion of the Council upon a Clause of the Lieutenant Governor's Commission at that Time, wherewith the Proprietary's eldest Son and Heir, and some

other worthy Gentlemen of respectful Memory, we shall even find this Memorialist himself, giving up all that mighty Power, which he now so pompously contends for, and acknowledging the Peoples Right to that very Privilege he would now pretend to question and dispute without Rhime or Reason.

The Clause in Col *Evan's* Commission, *viz.*

"SAVING always to me and my Heirs, our final Assent to all such Bills as thou shalt pass into Laws in the said Government, &c.

In answer to a Message from the Assembly, requesting the Council to give their Opinion in Writing under their Hands, concerning the *Saving* or Exception in the Proprietary *William Penn's* Commission to the present Lieutenant Governor, *to wit*, whether the said *Saving* is void in itself, and does not vacate the rest of the said Commission, or render it invalid? And whether those Bills which the present Lieutenant Governor shall think fit to pass into Laws, and cause the said Proprietary's Great Seal to be affixed thereunto, can afterwards be vacated or annulled by the said Proprietary, without Assent of the Assembly of this Province.

WE of the Council, whose Names are here unto subscribed, are of Opinion, that the said *Saving* is void in itself, and does not vacate the rest of the Commission, nor render it invalid; and that those Bills, which the present Lieutenant Governor shall think fit to pass into Laws, and cause the said Proprietary's Great Seal to be affixed thereunto, cannot afterwards be vacated or annulled by the Proprietary, without Assent of the Assembly of this Province."

William Penn, jun.

Roger Mompesson,

Edward Shippen,

John Guest,

William Clarke,

Griffith Owen,

Caleb Pusey,

William Trent,

Richard Hill,

James Logan.

If the Proprietary then, as it now evidently appears, had himself no Right to a Negative upon the Act of his Lieutenant, in Conjunction with the Freemens Representatives, we shall acknowledge ourselves to be much in Debt to the profound Depth of this Memorialist's Knowledge, if he can prove by a logical or consequential Reasoning, that the Proprietary, by any Commission, Instructions, or other Orders whatsoever, could legally invest him and his Companions with a Negative, which, at the Time, did not really subsist in the Proprietary's own Person; or that the Proprietary, at his own Will and Pleasure, could

add unto, impair, or alter the legal Constitution of the Legislature of this Province from what appears to be established and firmly granted to the People by the Royal Charter.

The Memorialist's Enquiry after the true Sense of the Word, *Privilege*, Page 422, being a very extraordinary Endeavour, without much Dexterity, *to impose upon the Understandings of those who will suffer it*, I shall leave it to the Sense of that House, unto whom it is addressed; and when any Bill comes up to me from thence for establishing a Negative Council, or altering any Part of the present Constitution, I shall freely give my Sentiments of the Utility or Inconveniency that may attend it; and likewise take the Opportunity on that Occasion, as I have ever done on all others of any Moment, to consult and advise with the Gentlemen of the Council, not only to inform my Understanding, but also to render such Acts of Government, as by the Constitution appertain unto my Office, both agreeable and acceptable to those who may be supposed to have the best Judgment and Experience of Business in this Province: But it being my Desire, that every Man should study quietly to mind his own Business, I have neither the Time to spare, nor the least Inclination to bestow any more Pains in answering a singular Man's conceited Speculations, unjust Comparisons, and impracticable Notions of Government.

Wherefore, I shall conclude this Paper with a short and Plain State of the Proprietary Right, as well as the Peoples Privileges, as they are ascertained and contained in that Royal Grant, which, without the unanimous Consent of all the Parties, or a legal Forfeiture incurred, cannot be varied; and therefore all subsequent Charters, Commissions, Instructions, &c. and even Acts of Assembly, not yet approved of by the Crown, which appear to be inconsistent with the Terms of the said Royal Grant, must, so far as they are so, be understood to be void, and of no Force.

The Royal Charter, with the respect to the Proprietary and the People jointly, may be considered as the Terms or Condition of that Bond of Friendship and mutual Interest entered into between the Proprietary and the first Purchasers and Settlers of this Colony, and their Heirs and Assigns for ever; and as in all Matters of Government, the Proprietary is always to be represented either by himself or his Deputy Governor, so is the People to be represented by themselves or their Delegates, lawfully chosen and convened, according to the Direction of the said Charter; and these two Representations, from Time to Time, do, without the Interven-

tion of any other Person or Thing, evidently compose the whole Legislative Power, or General Assembly, of this Province.

Now all Men, who have yet formed to themselves any intelligible Ideas of Government, must know, that a Legislative Power cannot be restrained in Acts of Legislature, even by its Constituents; for as the Acts of the Peoples Representatives or Delegates do most certainly bind the whole People whom they represent, so does the Acts of the Deputy Governor bind his Principal, whom he represents in a Legislative Capacity; and this the Proprietary himself, and those learned and skilful Persons, who were employed to draw the said Royal Charter, not only understood, without all Doubt, to be the easiest and best Form of Government that had yet been contrived for an *English* Colony, but also the most honourable for the Proprietary's Family, who, tho' they were hereby justly restrained from Acts of Legislation without the Peoples free Consent, yet if at any Time it did happen that the Peoples Representatives earnestly desired Things to be enacted for a general Good to the Colony, which perhaps did not square with some particular Mens private Interest and Views, the Proprietary or his Deputy (whose Interest and the Peoples ought to be inseparably the same) might be at full Liberty to join with the Representative Body of the People in promoting the Publick Welfare and Prosperity; for in my humble Opinion, we cannot frame a more unhappy Prospect of any Society, and more destructive of the Notions of Liberty, as established under an *English* Government, than to suppose that when a Governor, with the unanimous Consent of the Representatives of the whole People, in any Colony, is about to do any Act which evidently appears unto them, to be absolutely necessary to promote Trade, and maintain every Man's equal Right to his Property, it should be in the Power of one or two private Men, by some Conceit or Flaw in the Constitution, to interrupt that general Good, on a meer Pretence that they were more capable and better Judges of what was fit to be done.

But this, God be praised, is not our present Case; for as all the Powers of Legislation are clearly and indisputably given, by the Royal Charter, to the Governor, in Conjunction with the Peoples Representatives for the Time being; so likewise are the Acts of this Legislature wisely and most judiciously restrained by the same Charter to be presented, in order to be considered by the Lords of his Majesty's most honourable Privy Council, and to receive the Royal Sanction

or Negative, according as they shall appear unto the unerring Justices of that Tribunal, decently to express the Allegiance due from the Proprietary, as well as the People, to the King, and to be consistent with the Liberties and Laws of our Mother Country; So long, therefore, as we are careful to observe exactly the Directions given by that Royal Charter for our Proceedings, we may certainly be assured of a House of Lords indeed (without creating imaginary Ones to ourselves here) who will not fail, in the most judicious Manner, to approve what is just and useful, and to reject or amend what is otherwise.

Having done what I thought was truly incumbent on me to quiet and satisfy the Minds of the good People of this Province in some Points, wherein they will doubtless think themselves and their Posterity very nearly concerned; I shall leave the more trifling Parts of this Memorialist's Argument to others, who perhaps can spare more Time to consider them, than either the Publick, or my own necessary Affairs, will permit me to do; but whether I live to see it or not, I am confidently assured, from the apparent Justice of the Thing, that whensoever the present worthy Gentlewoman *Mrs. Penn*, and those who have the Direction of the Proprietary affairs and even the Proprietary himself, so soon as he appears upon the Stage of Action, with a competent Share of the Spirit and Knowledge of his great Predecessor, shall come to judge impartially, and without Prejudice, of the Controversy on Foot, they will find that the greatest and most honourable Privilege in the whole Royal Grant to the Heir of that Father, has been justly supported and defended, by their humble Servant, against those who, during a Minority, and the Continuance of some legal Disputes in the Family about Matter of Right, wanted, under the treacherous Pretence of a servicable Friendship, and, by the most deceitful Arts, to wrest that valuable Privilege, and distinguishing Mark of Royal Favour, out of their Hands for ever.

THE House met pursuant to their Adjournment.

Ordered, That *John Kearsley*, and *William Webb*, wait on the Governor, to acquaint him, that the House being met, according to Adjournment, desire to know whether he has any Thing to lay before them; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Members appointed last Night to wait on the Governor, report, that they delivered their Message, according to

Order; and that the Governor was pleased to say, he was preparing a Bill for Naturalization of certain *Palatines*, which he would lay before the House To-morrow.

The Members to whom the County Levy Bill was committed, delivered the same in at the Table; and then the House went upon the third Reading thereof.

Resolved, That *Three-pence per Head* be allowed for Crows.

Ordered, That the further Reading the said Bill be referred till To-morrow Morning; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Bill, intituled, *An Act for continuing a Ferry from the City of Philadelphia, to the Landing at or near the House late of Daniel Cooper, as also to Gloucester, in New-Jersey*, was brought in, according to Order, and read the first Time, and ordered a second Reading.

The Bill, intituled, *An Act to regulate the Practice upon Writs of Summons and Arrest*, was brought in, according to Order, and read the first Time, and ordered a second Reading.

A Motion was made about printing the Charter of Privileges granted by the Proprietary to the People of this Province in the Year 1701, and a Debate arising thereon,

Ordered, That the further Consideration thereof be referred till To-morrow Morning; and then the House adjourned till Eight a Clock To-morrow Morning.

The House met, &c.

The House proceeded on the County Levy Bill.

Resolved, That a Clause be added to the Bill to exempt from Taxes all Tracts of Land unsettled within this Province, according to the Resolve of the twelfth of *February* last.

Resolved, That the Manner of electing Members of Assembly, Sheriffs and Coroners, be inserted in this Bill, as directed in the Supplementary Act to the County Levy Act.

Then a Motion was made, and the Question put, that there be a Clause added to exempt those young Men who live with their Parents, and carry on Business and Work for them, from being rated per head? *Carried in the Negative*.

Ordered, That the said Bill be re-committed to *Francis Rawle* and *Joseph Pennock*, with the above Amendments.

The Bill for the Ferries from *Philadelphia* to *Cooper's* and *Gloucester*, was read the second Time by Paragraphs; and, after divers Amendments made,

Ordered, That the said Bill, with the Amendments, be committed to *John Swift* and *Edward Farmar*; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Bill to regulate the Practice upon Writs of Summons and Arrest, was read the second Time by Paragraphs, and debated; then a Motion was made, and the Question put, that the Defendant be served, with a Copy of the Declaration, with the Summons, ten Days before the Court, as in the Bill? *Carried in the Negative.*

Resolved, That the Declaration be not filed above five Days before the Court, or Day of Return of the said Writ.

Resolved, That any Person disobeying this Act be fined in any Sum not exceeding *Ten Pounds*.

Resolved, That this Bill declare who shall be deemed Freeholders within the Benefit of this Act.

Ordered, That the said Bill, with the Amendments, be committed to *John Swift*, and *Anthony Morris*.

The Petition of *James Steel*, setting forth, That the Fees, belonging to the Proprietary's Secretary's Office, were reduced and settled by Act of Assembly, in the Year 1714, and that no Complaint of their being too high had since, to his Knowledge, been made; but in the late Table of Fees, in 1723, the same were again reduced below any other in Proportion, and that a Bill for regulating Fees being now before the House, humbly requests, that the said Fees be restored to what they were in 1714, &c. was presented to the House, read, and ordered to lie on the Table; and then the House adjourned till Nine a Clock to-morrow Morning.

The House met, &c.

The Members to whom the Bill for raising County Rates and Levies was re-committed, brought the same in, with the Amendments, according to Order, which were read, and agreed to.

Ordered, That the same be re-committed for further Amendments; and the same was re-committed.

The Bill, intituled, *An Act for the better securing the City of Philadelphia from the Danger of Gun-Powder*, was read the first Time, and ordered a second Reading.

The Governor, by his Secretary, laid before the House a Bill, intituled, *An Act for the more effectual enabling divers Foreigners, resident in the Province of Pennsylvania, to hold and enjoy Lands, Tenements and Hereditaments, in the same Province*; and likewise delivered a Message in Writing; which was read.

Then the House went upon the second Reading the Bill of Fees, and coming to that Part relating to the Proprietary's Secretary's Fees,

Ordered, That the Petition of *James Steel* be read a second Time; which was done accordingly, and debated.

Then a Motion was made, and Question put, that the said Fees stand as in the Bill? *Carried in the Affirmative*.

Ordered, That the further Reading of the said Bill be referred to the Afternoon; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The House proceeded on the Bill of Fees, and after some Amendments made,

Ordered, That the remaining Part be referred till To-morrow Morning.

The County Levy Bill was brought in, with the Amendments, which being read, were agreed to.

Resolved, That the said Bills to pass.

Ordered, That the same be transcribed.

The Bill, intituled *An Act for the more effectual enabling divers Foreigners, resident in the Province of Pennsylvania, to hold and enjoy Lands, Tenements, and Hereditaments in the same Province*, was read the first Time, and ordered a second Reading; and then the House adjourned till Eight a Clock To-morrow Morning.

The House met, &c.

A Letter from *James Logan*, directed to the Speaker (inclosing sundry Papers, intituled, *Minutes of Council*) desires Leave of this House to print the same; which being read, a Debate arising thereon, a Motion was made, and the Question put, that the said *James Logan* have the Authority of this House to print the said Minutes of Council, so far as they appear to be authentick Copies with the Originals.

Ordered, That the Clerk make out Copies of the said Papers, and then the said *James Logan*, according to his Desire, may have them again.

Then the House proceeded on the Bill of Fees, and, divers Amendments being agreed upon.

Ordered, That the same be committed, with the said Amendments, for a third Reading.

The Petition of *Armstrong Smith*, requesting to be named as Ferry-man in the Bill now before the House, for vesting the Ferries to *Cooper's* and *Gloucester* in the Justices &c. was presented to the House, read, and ordered to lie on the Table.

The Bill, intituled, *An Act to regulate the Practice upon Writs of Summons and Arrest*, was read a third Time, and some Amendments made.

Resolved, That the same do pass.

Ordered, To be transcribed; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Bill for the Ferries from *Philadelphia* to *Cooper's* and *Gloucester*, &c. was read the third Time, and debated.

Ordered, That the Petition of *Armstrong Smith* be read, which was done accordingly.

Resolved, That the Justices in whom the said Ferries are intended by this Act to be vested, appoint the Person to manage the said Ferries.

Then a Debate arising about the appropriation of the Fines, Forfeitures and Profits arising from the said Ferris;

Resolved, That the same be appropriated to the Use of the work-house in *Philadelphia*.

Ordered, That the said Bill be re-committed to *John Kearsley* and *Jeremiah Langhorne*, for farther Amendments.

The Bill for the better securing the City of *Philadelphia* from the Danger of Gun-powder, was read the second Time, by Paragraphs, and debated, and some Amendments made.

Ordered, That the said Bill, with the Amendments, be committed to *John Swift* and *Francis Rawle*.

The Bill for the more effectual enabling divers Foreigners, &c. was read the second Time, and a long Debate continued thereon.

Resolved, That the said Foreigners, producing such Certificates as were resolved on by the Assembly, in *May* last on or before the first of *August* next, may induce this House to proceed on the said Bill; and then the House adjourned till Eight a Clock To-morrow Morning,

The House met, &c.

The County Levy Bill, and the Bill of Summons, according to Order, being transcribed by the Clerk, were laid on the Table.

The Bill for the Powder-house was brought in. with the Amendments, and read the third Time.

Resolved, That the said Bill do pass.

Ordered, That *John Swift*, *Thomas Tress*, *Benjamin Jones*, and *John Parry*, carry the said Bills; as likewise the County Levy Bill, and the Bill of Summons, to the Governor, and desire his Concurrence to them; and also a Copy of the Resolve of this House about the Bill for the more effectual enabling divers Foreigners, &c. Who return, and report, they delivered the Bills, with a Copy of the Resolve, according to

Order; and that the Governor was pleased to say, he would give the Bills all the Dispatch he could; and that he would draw up something in Writing to lay before the House relating to the Bill for Naturalization of Foreigners.

The Bill of Fees was read the third Time.

Resolved, That the said Bill do pass.

Ordered, That the same be transcribed, and that *Anthony Morris*, and *John Kearsley*, carry the same to the Governor, and desire his Concurrence thereto; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Members to whom the Bill for the Ferries from *Philadelphia* to *Cooper's* and *Gloucester* was re-committed, brought in the same, with the Amendments, which were read; and after some Amendments agreed to, a Motion was made, and the Question put, that the said Bill do pass? *Carried in the Negative*.

And then the House adjourned till the fifteenth Day of this Instant.

THE House met pursuant to their Adjournment.

Ordered, That *Francis Rawle*, and *John Kearsley*, wait on the Governor, and acquaint him, that the House being met, according to Adjournment, desire to be informed what Progress the Governor has made, in relation to the Bills which were laid before him at the last Adjournment, and that they make Report To-morrow Morning; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Members appointed last Night on a Message to the Governor, report, that they delivered the same accordingly; and that the Governor was pleased to say, he would return two of the Bills this Afternoon, with his Amendments thereunto.

A Motion was made, that an Answer be given to the Private Instructions from the Widow *Penn* to our Governor; and a Debate arising thereon, the Question was put, that there be a Remonstrance, by way of an Address, drawn up, and sent to the Widow of our late honourable Proprietary, and Family, to shew wherein the said Instructions to our Governor are in Infringement upon the Privileges granted by Charter to the People of this Province? *Carried in the Affirmative*.

Ordered, That *Francis Rawle*, *John Kearsley*, *Joseph Fell*, and *John Crosby*, be a Committee to draw up the same.

The Governor, by his Secretary returned the Bill for County Levies, and to regulate the Practice upon Writs of Summons and Arrest, with sundry Amendments proposed; as likewise the Bill for a Powder-house, with two Petitions which had been laid before the Council Board against it, which were read; and also a second Petition to this House from *Matthew Phillips*, and *Sarah Warren*, setting forth the Damage that will unavoidably accrue to them from the said Powder-house, and praying that the said Bill may be laid aside.

Ordered, That the Consideration thereof be referred to another Time; and then the House adjourned till Two a Clock this Afternoon.

The House met, &c.

The House went upon the Consideration of the Amendments proposed by the Governor to the County Levy Bill, and, after some Debate, agreed to divers of them, which were accordingly inserted in the Bill.

Then the House went upon the Amendments proposed by the Governor to the Bill for regulating the Practice upon Writs of Summons and Arrest, and agreed that the Writ run in the King's Name.

Ordered, That the Bill be amended accordingly; and then the House adjourned till Eight a Clock To-morrow Morning.

The House met, &c.

The House took into Consideration the Powder Bill, with the Petition thereunto relating, pursuant to the Order of Yesterday, and maturely considered the same.

Ordered, That the said Bill, be laid aside till the next Meeting of this Assembly.

Then the House took into Consideration the Support of the Administration; and, after Debate, a Motion was made, and Question put, that the present Governor *Kieth* have *one Thousand Pounds* allowed him for his Support this current Year? *Carried in the Affirmative*.

A Motion was made, that an Act of Assembly of this Province, allowing a Bounty upon Hemp, being almost expired, should be renewed; upon which a Debate arose about the Benefit and Advantage the raising of Hemp would be to the Trade of this Province.

Resolved, That the said Law be re-enacted.

Ordered, That *Anthony Morris*, and *Job Goodson*, be appointed a Committee for drawing up a Bill for the said Purpose.

Upon a Motion made, the Salaries to be allowed the Judges of the Supream Court came under the Consideration of the House, and, a Debate arising thereon,

Ordered, That further Consideration thereof be referred till the Afternoon; and then the House adjourned till Two a Clock this Afternoon.

The House met, &c.

Ordered, That *John Swift*, and *Thomas Tress*, wait on the Governor with the four following Bills, *viz.* The Bill, intituled, *An Act to prevent the Exportation of bread and Flour not merchantable; An Act to enable Jeremiah Langhorne, &c. to build a new Courthouse &c. An act for raising County Rates and Levies; An Act to regulate the practice upon Writs of Summons and Arrest;* and desire his Concurrence to them as now amended: and likewise desire to know whether he has considered the Bill of Fees: Who return, and report, they delivered the Bills and their Message, according to Order; and that the Governor answered, the Bill of Fees was not ready to be sent down.

Then the House resumed the Consideration of what was referred to this Afternoon, and, after some Debate,

Resolved, That the Salaries for the said Judges shall, for the next Year, be as follows, *viz.* To the Chief Justice *One Hundred Pounds per Annum*; to the other two in Commission, *Twenty-five Pounds each per Annum*.

The Petition of *John Eyres*, Sergeant at Arms, praying that this House will please to augment his Salary, &c. was presented to the House, read, and debated.

Then a Motion was made, and Question put, that the said Officer have *Eight Pounds* allowed him for his Service this current Year? *Carried in the Affirmative*.

The Bill, intituled, *An Act for continuing the Bounty upon Hemp*, was brought in according to Order, and read the first Time, and ordered a second Reading; and then the House adjourned till Eight a Clock To-morrow Morning.

The House met, &c.

The Bill for continuing the Boundy upon Hemp, was read the Second Time, by Paragraphs, and debated, and committed for a third Reading.

The Governor's Secretary brought to the House a Message, in Writing, which being read, is as follows, *viz.*

Mr. Speaker, and Gentlemen of the Assembly,

"I HAVE considered the Resolve of your House, *March* the Fifth, upon the Palatine Bill, as also that of the last House

of Representatives, *April* 29, 1724, on which yours is founded; and I am of the same Opinion I was last Year, *viz.* That the bare producing of Certificates to your House, is not a proper Method for securing the King and the Government of the Subjects Allegiance; neither is it agreeable to *English* Liberty, or to the Proprietary's Declarations for encouraging the Settlement of this Colony; and much less to that Freedom of Conscience so much professed in this Province, to demand other Qualifications for entitling any Man to the Rights of an *English* Subject than what are prescribed by law.

The Provision made in the said Bill, therefore, to prevent the Persons therein to be named from enjoying any of the privileges thereby intended to be granted, unless, within a certain Time limited, they shall take legal Qualifications to the King and Government, before some Court of Record, is not only the best, but the most justifiable Cases to be taken, and for which, we have many Precedents in *Great-Britain*, as well as the neighbouring Governments.

But, in a Country where the Laws and Liberties of *Englishmen* are established, to demand a strict Enquiry to be made into Peoples private Conversation and Faith, other than what the Law has directed, and more especially to pry into the Circumstances of their private Estates, would, in my humble Opinion, not only be contrary to natural and equal Justice, but a most dangerous Precedent, which we would at no Time be contented to have put in Practice with respect to ourselves; and therefore, I hope the Honour and Reputation of your House, to which I shall always have a particular Regard, will induce you to guard against being drawn into Propositions, and new Methods, which are inconsistent with the Publick Liberty, and evidently tend only to serve the indirect Purpose of some private Men.

As to the Bill itself, I am no otherwise anxious about it, than that I should think it a very hard Case to deny any Stranger, who has actually purchased Lands in this Province, A Right of Inheritance, upon his complying with the legal Qualifications of Allegiance: And as I am very well assured that the said Bill was drawn up after good Precedents, and agreeable to the Form of Law, as well as to his Majesty's royal and gracious Inclinations of favouring such foreign Protestants as seek Protection under his Government, I must desire the House would be pleased to take this Matter again under their Consideration, and, if they shall so think fit, to proceed upon the said Bill after the usual Forms, which,

I conceive, will be more for the Honour of the Legislature, and Service of this Province, than if those People should be obliged to apply elsewhere, in order to obtain their reasonable Request."

March 18, 1724-25.

WILLIAM KEITH.

Ordered, That the same be read again which was done accordingly; and, a Debate arising thereon, a Motion was made, and Question put, that the House proceed on the Consideration of the Bill, intituled, *An Act for the more effectual enabling divers Foreigners, &c. Passed in the Negative.*

Resolved, That the said Bill be laid aside till the next Meeting of this Assembly, according to a former Resolve of this House; and then the House adjourned till Two a Clock this Afternoon.

The House met, &c.

A Letter from *James Logan*, directed to the House of Representatives, which being opened, covered a Reply to the Governor's Answer to *James Logan's Memorial*; which Letter and Reply being read, a Motion was made, and Question put, that *James Logan* have Liberty (if he thinks fit) to print the said Reply and Letter? *Carried in the Affirmative.*

Ordered, That *John Swift*, and *Anthony Morris*, go to the Governor, and inform him, that the House desires to know what Progress he has made on the Bills before him, and that the House inclines to adjourn on *Saturday*: Who return, and report, that the Governor being now in Council upon the said Bills, will send them in about an Hour's Time.

The Bill for continuing the Bounty upon Hemp, was read the third Time.

Resolved That the said Bill do pass.

Ordered, That the same be transcribed.

The Governor, by his Secretary, sent back the four Bills which were laid before him in the Afternoon of the 17th Instant, as also the Bill of Fees; and likewise delivered a written Message, desiring, that the House does not think fit to insert the Clause proposed, relating to the Bridge on *Chester Creek*, they would be pleased to receive a short Bill, not only for that Particular, but also for preserving open the Course of all Creeks so far as they appear navigable.

Upon which the House, after some Consideration, came to a Resolve, that they will receive such a Bill, according to the Request of the Governor; and as to a further Amendment, proposed by the Governor, of making the County Levy

Bill temporary, the House does not concede to make any Alteration therein.

Ordered, That the other three Bills, which came down with the Governor's Concurrence, *viz.* The Flour Bill, the Bill for a Court-house, and that of summons, be ingrossed.

Then the House took into Consideration the Governor's Sentiments on the Bill of Fees; and, after some Time spent thereon,

Resolved, That the said Bill be deferred, for further Consideration, till next Meeting of this Assembly; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

Ordered, That *Edward Farmar*, and *Job Goodson*, return the County Levy Bill to the Governor; and also carry the Bill, intituled, *An Act for continuing the Bounty upon Hemp*, and desire his Concurrence to them; and also deliver the Governor a Copy of the Minute relating to the Bridge at *Chester*: Who return, and report, they delivered the Bills, with the Copy of the Minute, according to Order; and the Governor answered, he would return the Bills, with what Amendments he had to offer, very speedily.

Chief Justice *Lloyd*, by the Hands of the Speaker. presented to the House a Vindication of the Legislative Power, submitted to the Representatives of all the Freemen of the Province of *Pennsylvania*, now sitting in Assembly; which was read.

Ordered, That he have the Liberty of this House to print the same, which is as follows, *viz.*

A VINDICATION of the LEGISLATIVE POWER, submitted to the Representatives of all the Freemen of the Province of *Pennsylvania*, now sitting in ASSEMBLY.

May it please this Honourable House,

H A V I N G perused *James Logan's* Memorial, and other Papers, lately published by your Authority, I find the Governor hath vindicated the Powers of our Legislature, and the Method you are now in, with such convincing Arguments, urged with so much Clearness and good Reasoning, that it seems needless to say any more; yet I hope it will be no Offence to offer some legal Authorities to prove what has been so excellently advanced in Favour of the Rights and Liberties of the Subject, as well as the regular Powers and Franchises of Government in the Points now under Consideration.

It is evident to me, that the Royal Charter, granted to our late Proprietary *William Penn*, under the Great Seal of *England*, may safely be deemed the fundamental Constitution of our Legislative Authority; by which Charter the late King CHARLES II. in a very gracious and bountiful Manner, was pleased to signify his Royal Will and Pleasure in these Words, *to wit*, "*That we*, reposing special Trust and Confidence in the Fidelity, Wisdom, Justice, and provident Circumspection of the said *William Penn*, for us, Our Heirs and Successors, *Do Grant free*, full, and absolute Power, by Virtue of these Presents, to him and his Heirs, to his and their Deputies and Lieutenants for the good and happy Government of the said Country, to Ordain, Make and Enact, and, under his and their Seals to publish any Laws whatsoever, for the Raising of Money for the publick Uses of the said Province, or for any other End, appertaining either unto the Publick State, Peace or Safety of the said Country, or unto the private Utility of particular Persons, according unto their best Discretion, *By and with* the Advice, Assent, and Approbation of the Freemen of the said Country, or the greater Part of them, or of their Delegates or Deputies; *Whom*, for the Enacting of the said laws, when and as often as Need shall require, We Will, that the said *William Penn*, and his Heirs, shall assemble in such Sort and Form as to him and them shall seem best.

By Virtue of this Clause, the Proprietary had Power to make Deputies and Lieutenants, in which Case (as it is in all other Cases where a Deputy may be appointed) the Laws says, he has full Power to do any Act or Thing which his Principal may do; and that is so essentially incident to a Deputy, that a Man cannot be a Deputy to do any single Act or Thing, nor can a Deputy have less Power than his Principal; and if his Principal make him *covenant*, *That he will not do any particular Thing which the Principal may do*, the Covenant is void and repugnant; as if the Under-Sheriff covenant, that he will not execute any Process for more than *Twenty Pounds* without special Warrant from the High-Sheriff; this is void, because the Under-Sheriff is his Deputy, and the Power of the Deputy cannot be restrained to be less than that of his Principal, save only, that he cannot make a Deputy, because it implies an Assignment of his whole Power; all which was adjudged by the Court of King's Bench, the Thirteenth of WILLIAM III. in the Case of *Parker* and *Kett*, where the Debate arose concerning the Steward of a Manor Court.

The Case of the Under-Sheriff, here cited by *Holt*, is reported by the late Lord Chief Justice *Hobart*, thus, viz. If a Sheriff will make an Under-Sheriff, *provided* that he shall not serve Executions above *Twenty Pounds*, without his special Warrant, this Proviso will be void; for though he may chuse whether he makes an Under-Sheriff at all, or may make him at his Will, and so remove wholly, yet he cannot leave him an Under-Sheriff, and yet abridge his Power, *no more than the King may in Case of the Sheriff himself*: But it was said, that the Case here was not so; that the Restraint of Executions, above *Twenty Pounds*, grew not on the Part of the Sheriff, but on the Part of the Under-Sheriff by his Covenant, which might stand for good, notwithstanding the Repugnancy to his Office; but the Covenant here was holden void, as being against Law and Justice: For since, by being made Under-Sheriff, he is liable, by Law, to execute all Process, he could, no more than the Sheriff himself, covenant not to execute Process without another's special Warrant; for that is to *deny or delay Justice*.

This last Case was that which governed the Opinion of the Council (when Judge *Mompesson* assisted) to declare that Part of Colonel *Evan's* Commission void, which reserved to the Proprietary the final Assent to all such Bills as he passed into Laws in this Province: Therefore, I admire how *James Logan* (being not only present at those Debates, but either drew up, or copied, and signed that solemn Resolution of the Council, and knows how it was approved of by the Assembly at the same Time) can so strenuously insist upon the Restriction now in Debate, which is as much against Law and Justice as he Instances in the above quoted Cases could be.

The next Thing observable in the above recited Clause of the Royal Charter, is the Right and Power of Legislation, granted to the Proprietary and his Heirs, and to his and their Deputies and Lieutenants, by and with the Assent of the Freemen of this Province; which being expressed as amply as any Liberty or Privilege of that Kind can be granted, I am induced to conclude, that, by Virtue of this Grant, there was such a Right originally vested and become inherent in every Freemen of this Province, as wanted not the Help of any Grant or Charter from the Proprietary to confirm it.

But the Proprietary, pursuant to the said recited Clause, made Charters which prescribed the Form of assembling the Freemen to act in Legislation after the Modes mentioned in the Memorial; and it may be the People were re-

gardless of a new Charter, after the Resignation of the First, not out of any Liking they had to be convened by Writs, but as the Right of Meeting together to make Laws, was virtually in them by the said Royal Grant so the form of their elections and Assembly might be settled by Law, which was effected afterwards by an Act to ascertain the Number of Members of Assembly, and to regulate Elections, which passed in the fourth Year of Queen A N N E'S Reign, and settled yearly Elections of Representatives in Assembly without Writs, and appointed the Time when, and by whom, those Elections should be made; as also the Time of the Assembly's Meeting, and how they should qualify themselves to act, chuse their Speaker, and be Judges of the Qualifications and Elections of their own Members, sit upon their own Adjournments, appoint Committees, prepare Bills in order to pass into Laws, impeach Criminals, and redress Grievances, &c.

By this Law, and last Charter (wherein the Proprietary, according to his Right, made one Side of the Agreement, which he could not alter or avoid without the Concurrence of the Parties concerned on the other Side) it is evident, that the whole Legislative Authority here is lodged in the Governor and Representatives of the People; and I have met none so senseless as to say, that the Governor is thereby concluded of having a Council to advise and assist in Legislation, and other Matters relating to the State; and I have known divers of the Members of that Board very serviceable in that Station, and I doubt not may be so still; therefore I desire they may not withdraw from their Service, nor insist upon a Negative to the Acts of those that represent them, which, by a reasonable Construction of the said Law and Charter, is lodged with the Governor, and is so vested in him by his Commission, stamped with the Royal Allowance, and Authority of the King's Letters Patent, that the Proprietary could by no Instruction, or other Act whatsoever, without the Governor's Consent, divest him of his Right to govern, unless by refusing the Government, or deputing another in his Stead. And if the Governor has given any Bond or Covenant, to observe Instructions that abridge or restrain the Authority granted him by Commission to exercise the Powers of Government in this Province, the same is void, as appears by the above cited Resolutions; from whence it may be observed how careful the Law is to keep Powers entire, as the best Means to preserve good Order in States and Governments, where no such Absurdity can be admitted, as to allow the Persons represented to controul the Acts of

their Representatives, especially in those Matters which the other Branch of the Legislature may think to be reasonably proposed.

And altho' the Law declares, that Bonds and Covenants (given to guard the Principal, when he would diminish or abridge the Power of his Deputy) are repugnant to his Office, and therefore void, and against Law, having a Tendency to deny or delay Justice (as in our Case) yet, if the Governor came under any Security to observe the Direction of the King's Grant, which forbids to depart from the Faith and Allegiance due to King, or to maintain Correspondence with his Enemies, or to commit Hostility against such as are in League with him, or transgress against the Laws of Trade and Navigation, or for discharging of his Trust and Duty in the Administration of the Government, according to the Purport of the said royal Grant and the Laws and Constitutions of this Province; I conceive, that in those Cases, such Security is binding upon the Governor, and will be most effectual and available in Law, unless some illegal or repugnant Condition be annexed thereunto.

As to the Power of making Ordinances, with the Assistance of other Persons than the Peoples Delegates, it appears by the Patent, that those Ordinances cannot be extended, in any Sort, to bind, change or take away, the Right or Interest of any Person or Persons for, or in, their Life, Members Freehold, Goods or Chattels; nor are they directed to be made, except sudden Accidents happen, whereto it may be necessary to apply Remedy, before the Freeholders or their Delegates can be assembled to make Laws; besides, our Law-makers (who ought to have Notice of such Occasions) may be convened as soon as the Magistrates and Officers of the respective Counties, who are to assist in making Ordinances; but if the Ordinance-makers should happen to get the Start, yet when the Delegates of the People come together, and acquaint the Governor of their Readiness, to assist him in the Publick Service of the Government, and to answer the Exigences thereof, I think the Power of making Ordinances should then be waved, and the Legislative Authority applied to; because their Acts are deemed more extensive and binding, as appears by the express Words of the said Patent.

But if the Governor could be prevailed with not to summon the Assembly upon such Emergency, or, when assembled, would not concur with them in what may be for the Publick Good, as the Case was, when former Governors, being under

an ill Direction, withstood the Representatives Proposals and cordial Advice, and (contrary to Law and Charter) set up Ordinances instead of Laws, to the great Dissatisfaction of the Assembly then attending, who declared themselves ready and willing to concur in a regular Establishment, according to the Laws and Practice of *England*, instead of what was imposed by Ordinance, which highly concerned the Lives, Liberties and Estates, of the Subjects; there are divers worthy Members of this House have been well acquainted with these Proceedings, and if it were not so, yet the Journal of that Time will manifest what I hint.

It may do well for the Secretary to consider, with what Views he acted his Part in that Tragedy; and whether it was not designed to render the Peoples Power in Legislation useless; whereby this Country, from a State of Freedom, should be changed into an arbitrary Government, subjected to the Power of one Person, as the Secretary in another Case Materially observes? I am apt to think, by what I gather from this Memorial, and some more of these printed Papers, that the ready way to bring us under this change, must be by enjoying a Negative upon the Governor and Assembly, and checking the Freedom of Communication between them by Speeches and Messages, and then get a new Council (for the present Members of that honourable Board will not give in to this arbitrary Scheme) who must be such as will assent to all the Secretary proposes; and when a Council Board is thus furnished, any Body (without much Penetration) may guess who that *one Person* must be.

It is further to be observed, that altho' the main Scope of the Memorial is against the plain Rules of Law and Justice, yet the Author would seem to applaud *English* Government, by King, Lords, and Commons, supposing that to be the Plan by which the Governments of the King's Plantations are modeled; and from thence, or from the Conceit he has of his own Scheme, he takes Occasion to undervalue the Frame of our present Government, which the late Proprietary, with the Advice and Approbation of the Peoples Delegates, in a most solemn Manner, settled, and of good Purpose, and full Intent, lodged the Powers of Legislation in the Governor and Representatives of all the Freemen of this Province in General Assembly; and not only so, but he vents his most abusive Reflections upon former Assemblies, and, like an Evil Minister, and ungrateful Servant, would insinuate, that the Proprietary's Intention did not correspond with the express Words and real Design of his Charter

of Privileges, and brings this for Instance, "That the Proprietary never intended to bind himself, nor ever in Fact did bind himself up from a Right to lay his Deputy under Restrictions in Legislation." I think this Point is so fully cleared by the foregoing Authorities of Law, that it may satisfy the Secretary himself of the Falshood of his Position; for if it were true (as I believe it is not) that the Proprietary, by his Charter Grants, did not intend to be bound by the Rules of Law (which must be the main Support of all his Powers) it would render him inconsistent with himself, and prove him unworthy of the Trust and Confidence which the King, by his Royal Grant, reposed in his Fidelity, Wisdom, Justice, and provident Circumspection.

I find the Council is taken Notice of in the Charter of Privileges to some Purposes, but not to share in the Legislative Power; yet I know none would be against their Advice and Sentiments upon Bills brought up to the Governor; for that they are Men embarked in the same Interest with the People, and for the most Part aim at the Publick Good, but not for the Reason given by the Secretary, *to wit*, "That they have as large an Interest in the Colony as the like Number of any others." It is probable he may see a Service in the Comparison, which I cannot penetrate; but, according to my Experience, a mean Man, of small Interest, devoted to the faithful Discharge of his Trust and Duty to the Government, may do more Good to the State than a richer or more learned Man, who, by his ill Temper, and aspiring Mind, becomes an Opposer of the Constitution by which he should act.

However, since an Interest in the Colony is pointed out as a Qualification to act for the Good of the Publick, it may be supposed, that the Members of Assembly will think is as reasonable, that the Governor may be referred to the Approbation of their House, consisting of some antient Settlers, who have a good Competency, and others, who are descended from such as brought considerable Estates into the Province, and went through great Difficulties in the first Settlement of this Wilderness, to the Hazard of their Lives and Estates, amongst the *Indian* Natives, and spent their Strength and Substance in improving the Country, and by their indefatigable Industry upon the Land, which you know, would have been of little Worth to the Proprietary or any Body else, if divine Providence had not blessed the Labours of the first Settlers and succeeding Inhabitants, who made this City and Province of Value to the Proprietary and his

Family, and afforded a Competency to themselves, who, in the Enjoyment thereof, with the additional Favours of Peace and Plenty, under a mild Administration, have great Reason to lay the Good of the Publick, and its true Interest, close to Heart as any others.

And if we consider this, and much more that may be truly said, in Favour of the first Adventurers and Settlers of this Province, and observe what Regard the King had to them in his Royal Charter, and how they are made Sharers with the Proprietary in the greatest Rights, Liberties and Privileges, thereby granted, without the least Incroachment upon his Precedency, I think it will clearly appear, that the second Paragraph in the Memorial would have been expressed with more Decency and Truth, if the Author had directly allowed the King to be the first Founder of this Province, and rendered the Privileges granted, immediately to flow from him (the Fountain of Justice) as well to the People as the Proprietary; for it is evident that the King was very well apprized, and so was the Draughtsman of that excellent Charter, that this Part of the *English* Empire could not be enlarged, nor the true Design of the Grant answered, without due Encouragement to the Adventurers, which was never urged, or wittingly insisted on, in Diminution of any Rights, Royalties or Powers of any Kind, really and truly belonging to, or reserved by, the Proprietary: Therefore, under these, and the like Considerations, "The Wisdom of this House (as the learned Author observes to another Purpose) will never suffer Notions, infused into the Populace by designing Men, nor any Pretences or Calls, from such Grounds, to be a Rule to their Proceedings, further than those Notions have Truth, Justice, and clear Right of their Side."

I cannot leave this Subject without observing, that the first Purchasers bought their Lands dear, and came under perpetual Quitrents, which far exceeded what the Proprietaries of the adjacent Provinces required of their Tenants; but when they came to be handled in Secretary *Logan's* Office, they were told they must pay *Half-a-Crown*, or a *Crown*, *English* Money, for every City Lot for ever, which the Proprietary had freely given to his Purchasers, expecting, as was thought, but *Twelve-pence Sterling per Annum* for every Hundred Acres of their Lands; and when they came for their Patents, there was a Reservation of three full and clear fifth Parts of all royal Mines, free from all Deductions and Reprisals, for digging and refining the same; whereas the Royal Charter had reserved but one fifth Part of such Mines, clear

of Charges. You may find by your Journal divers other Instances of the Secretary's Abuses, and ill Treatment of the People, to which, for Brevity Sake, I refer.

But in the nineteenth Paragraph of his Memorial he reflects, pretending that the Lieutenant Governor was referred to the Proprietary's Quitrents for his Support. And in the Twenty-ninth Paragraph, he says, the Proprietary, in his Absence, never received one Penny to himself or Family, from the Government, tho' others had large Sums. Now if this has any Meaning, it must be concluded, that Colonel *Evans* was denied Support, and our present Governor has had large Sums from this Government; if so, then it plainly shews the Difference between acting as a free Agent, in Affirmance of our Constitution by Law and Charter, and submitting to an ill Management, destructive to the Whole.

I have, by the foregoing Paragraphs, as briefly as I could, considered the real State of our Case, with Respect to the Powers of the King's Letter Patent, with the Law and Charter of the Province, and humbly offer to this honourable House, my real Sentiments upon the Whole, relying upon the Cases I cited; all which I freely submit to better Judgments. There is something in the latter Part of the Memorial that shews an Inclination in the Author, that the Case may be fairly and impartially stated from all the Grants that can be pleaded, and be referred to some of the King's learned Council in Law. For my Part, I wish that were done; and indeed if those that formed the late Instructions had done so, it would have saved a great deal of Trouble which they unhappily occasioned, besides the ill Blood it bred amongst many of the Inhabitants.

There are some other Things which I could not avoid taking Notice of, as the Memorialist's apparent Design against the Constitution of this Government, and Disregard to the just Merit of the first Adventurers, who carried on the Administration of the Government, and first Settlement of this Country at their own Charge; as also the Slights and Neglect of his Duty toward the present Inhabitants, which seem to be diffused all over his Paper, and so are the Imputations that he unfairly throws at former Assemblies, which, with the Indignities there offered to our Governor, by an affrontive Treatment, I leave to the Censure of this honourable House, where such Matters are properly cognizable; and so I conclude, your real Friend.

Philadelphia, the 19th of the Month
called March, 1724-25.

DAVID LLOYD.

The Members appointed the sixteenth Instant, according to Order, brought in a Remonstrance to Widow *Penn's* private Instructions; which being read, and amended.

Resolved, That the same be transcribed, and signed by the Speaker, in order to be sent Home; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Governor, by his Secretary, sent to the House, for their Perusal, additional Instructions from the King; and also returned the County Levy Bill, with some further Amendments offered to the House; which were read, and conceded to, and inserted in the Bill accordingly.

Ordered, That *John Parry*, and *Elisha Gatchell*, carry the same to the Governor, and desire his Concurrence thereto, as now amended; and also ask the Governor, whether he has considered the Bill for continuing the Bounty upon Hemp? Who return, and report, that they delivered the Bill, which he was pleased to return to the House with his Concurrence thereto; and further said, that he would return the Bill for continuing the Bounty upon Hemp this Evening or Tomorrow Morning.

Ordered, That the County Levy Bill be ingrossed; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Governor returned the Bill for continuing the Bounty upon Hemp, with one small Amendment proposed, which was conceded to.

Ordered, That the same be ingrossed.

He likewise sent down a Bill, intituled, *An Act for the better preventing Obstructions to the Navigations of Chester Creek, and other navigable Creeks and Rivers in this Province*, which was read the first Time, and ordered a second Reading be referred till the next Meeting of this Assembly.

The Bills whose Titles follow, *viz.* An Act to prevent the Exportation of Bread and Flour not merchantable; and Act to enable *Jeremiah Langhorne*, &c. to build a new Court-house and Prison, in the County of *Bucks*; an Act for raising County Rates and Levies; an Act to regulate the Practice upon Writs of Summons and Arrest; and an Act for continuing the Bounty upon Hemp, being ingrossed.

Ordered, That *John Swift*, *John Kearsley*, *Thomas Tress*, *William Webb*, and *Joseph Fell*, wait on the Governor with the said Bills, to know when he will please to appoint a Committee of the Council to examine the same: Who return,

and report, at Two a Clock he will appoint two Members of Council to attend for that Purpose; and then the House adjourned till two a Clock this Afternoon.

The House met, &c.

Robert Asheton, and *William Fishbourn*, Members of Council, attending,

Ordered, That *John Kearsley*, and *Thomas Tress*, be a Committee to join the said Committee of Council to examine the ingrossed Bills; which being done,

Ordered, That *Thomas Tress*, and *Benjamin Jones*, wait upon the Governor, and desire to know when the House shall attend him with the said ingrossed Bills, in order to have them passed into Laws: Who return, and report, he will send a Message to the House immediately.

Then a Motion was made about the Orders of Payments to be issued for Support of Government.

Resolved, That an Order be issued, under the Speaker's Hand, on the Provincial Treasurer, for the Payment of *Seven Hundred Pounds* to the Governor for his present Support.

Then a Motion was made, and Question put, that an Order be issued for the remaining *Three Hundred Pounds*, payable in four Months? *Carried in the Affirmative*.

Which said Orders were made and signed by the Speaker, in order to be presented to the Governor with the Bills.

A Message from the Governor, that he is ready to receive the House.

Then the Speaker, with the whole House, went to wait on the Governor with the ingrossed Bills; and, being returned, the Speaker resumed the Chair, and reported, that the Governor had given his Assent to, and passed into Laws, the said five Bills before particularly mentioned, and thanked the House for the Support they had thought fit to allow him.

Ordered, That *John Kearsley*, and *Jeremiah Langhorne*, go to the Roll's Office, and see the Great-Seal affixed to the said Laws: Who return, and report, that they did see the Great-Seal affixed to them accordingly.

Ordered, That *Anthony Morris*, *Francis Rawle*, and *Job Goodson*, take Care to send the Remonstrance to the Widow *Penn*.

Ordered, That *Job Goodson*, and *Thomas Tress*, be a Committee of Accounts.

Ordered, That *John Kearsley*, and *Job Goodson*, revise the Minutes; and then the House adjourned till the ninth Day of *August* next.

THE House met pursuant to their Adjournment.

Ordered, That *Anthony Morris*, and *Job Goodson*, wait on the Governor, to acquaint him, that the House being met, desire to know if he has any Thing to lay before them; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Members appointed last Night on a Message to the Governor, report, that he has something to communicate to the House, which he will lay before them by Eleven a Clock this Morning.

Ordered, That the Minutes of the last Week's Sitting of this Assembly be read, which was done accordingly.

The Committee appointed to examine and settle the Accounts of the Treasurer and Collector, delivered in at the Table their Report in Writing, which being read, is as follows, *viz.*

We the Committee of Assembly appointed to examine and settle the Publick Accounts, report, That we have examined the Accounts of <i>Charles Read</i> , Collector of the Excise, and find the Amount thereof, for the City and County of <i>Philadelphia</i> , from the 26th of <i>December</i> , 1724, to the 14th of <i>May</i> following, is the Sum of	} £ 258 9 6
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For the County of <i>Bucks</i> for the same Time,	} £ 33 8 5¼
For the County of <i>Chester</i> , from the 14th of <i>August</i> , 1724, to the 14th of <i>May</i> , 1725,	

Balance due from the said Collector to the Provincial Treasurer, <i>December</i> , 26, 1724,	} 293 17 5
	£ 650 10 7¼

And he has paid the Provincial Treasurer, 315 8 0

His Commissions on <i>Three Hundred and Fifty-six Pounds, Thirteen Shillings, and Two-pence</i> , at <i>Ten Pounds per Cent.</i>	} 35 13 3½

Allowed him to Discount, by Virtue of the Bounty Act, which he may keep in his Hands for the ensuing Years, from the 14th of <i>May</i> , 1725,	} 100 0 0

Cash he paid <i>Dr. Thomas Graeme</i> for Spirits distilled here and transported,	} 5 9 0

Discounted for Liquors not drawn, charged in the last Account,	}	3	18	1
And for <i>John Bettinson</i> , and <i>William Hunt</i> , in- solvent, charged before,	}	4	11	9
Remaining due from the Collector to the Pro- vincial Treasury, <i>May 14</i> , 1725,	}	185	10	5¼
		£ 650	10	7¼

We have also examined the said Officer's Account of Bounty for Hemp raised in this province, and do find he hath paid Bounty for Three Thousand two Hundred and forth-five Pounds of Hemp since the 26th of *December*, 1724, to the 14th of *May*, 1725, which, at *One Penny per Pound*, amounts to,

13 10 5

His Commissions at <i>Twelve-pence per Cent.</i>	1	12	6
Storage for this Year,	2	0	0
	£ 17	2	11

Remaining due from the Collector to the
Provincial Treasury, *December 26*, 1724,

19 0 3¼

And Allowance for to pay the Bounty for
the ensuing Year, from the 14th of *May*,
1725, which he has discounted out of
the Excise Account,

100 0 0

Sum Total, £ 119 0 3¼

From which deducting the above Payments
for Bounty, amounts to,

17 2 11

There remains in the Officers Hands, to
the 14th of *May*, 1725,

£ 101 17 4¼

We have also settled the Accounts of
Samuel Preston, Provincial Treasurer
(exclusive of the Bills of Credit to be
sunk as the Law directs) and find by the
last Account settled with the Committee
of Assembly the 4th of *January*, 1724-25,
there remains due to the Province from
the said Treasurer, the Sum of,

230 15 2

Carried over, £ 230 15 2
Brought over, £ 230 15 2

And that he hath received of <i>Charles Read</i> ,	}	315	8	0
Collector of Excise,				
And from the Trustees of the Loan-Office,		900	0	0
		£1446	3	2
Towards which he has paid <i>per Sundry</i>	}	1151	0	0
Orders of Assembly, issued since the last				
Settlement with him by the Committee				
the 4th of <i>January</i> , to the 25th of <i>July</i> ,				
1725,				
Commissions at <i>Five Pounds per cent.</i>		57	11	0
Balance remaining in his Hands, due to	}	237	12	2
the Province, to the 25th of <i>July</i> , 1725,				
		£1446	3	2

We should have proceeded further to settle the Accounts of the Loan-Office with the Trustees, and sink the proportionable Part of the Bills of Credit, as the Law directs, and also to examine the County Treasurer's Accounts, but having no Direction to the former, and the latter unable, by the Neglect of the proper Officers not signing the Duplicate of the Assessment, which hinders the Collection thereof, have deferred them till the next Meeting of the Assembly, when we shall wait their further Orders and Direction. All of which is humbly submitted to the Correction of the House, by

Philadelphia, August 5, 1725.

Job Goodson,

Thomas Tress.

Then a Debate arose about the Balance of Account due from *Owen Roberts* (late Colloector) to the Province; and, after some Consideration thereon,

Ordered, That the said Committee go to the Treasurer, and know of him what he has done in that Affair, and why he has not drawn the said Money out of his Hands, pursuant to a former Order of Assembly.

Then a Debate arose about an Article, in the present Collector's Account, relating to two Insolvents;

Ordered, That the same Committee make Inquiry of the said Collector into the Circumstances of the said Insolvents, and how it came to pass that they were not prosecuted before they were so far in Arrears.

Then, upon a Motion made, a Debate arose about the Impost upon *Negroes*, and 'tis ordered that the same Committee demand from the Officers an Account thereof.

A Message from the Governor, desires the Attendance of the Speaker, with the whole House immediately at the Court-house; then they waited upon the Governor accordingly, and being returned, the Speaker assumed the Chair, and reported, that the Governor had been pleased to make a Speech to this House, a Copy whereof he was presented with, and is as follows.

Mr. Speaker, and Gentlemen of the Assembly,

"I AM heartily glad of this Opportunity to congratulate with you upon his Majesty's most gracious Condescension and great Goodness to the People of this Province, by ratifying in so ample a Manner the late Act of our Assembly for the further Ease to Persons of scrupulous and tender Consciences; and I cannot but exhort you to use your best Endeavours, in the several Counties amongst the People whom you represent, in order to make them truly sensible of the singular Favours and happy Repose which they securely enjoy under the Influence of his present Majesty's most auspicious Reign.

Surely so great an Example from the Throne, must contribute very much to raise and confirm in our Minds, that universal Charity, Forbearance and brotherly Love, which we always ought to be excersing towards one another; and this leads me to put you in mind of a Bill, which now lies before you, in Behalf of some Protestants from the *Palatinate* and other Parts of *Germany*, who having a great Desire to enjoy equally with us the inestimable Benefits of an *English* Government, under the Reign of so good and gracious a Prince, have transported themselves and their Families from *Europe*, at considerable Charge, in order to settle in this Province, and have besought me, in the humblest Manner, to procure for them, by your Assistance, the common Privilege of Naturalization, on the same Terms upon which it has been usually granted in *England*, and other of his Majesty's Colonies to foreign Protestants.

I should be very glad if the Season of the Year would permit you, at this Juncture, to bestow a little Time in considering of some proper Methods effectually to maintain and support the Credit of your Paper Currency, by encouraging the Exportation of the Country Product to proper Markets Abroad, and favouring our own Manufacturers, and the most beneficial Returns for remittance to *England*; which, could they be rendered more frequent and easy, the present exorbitant Exchange would be thereby reduced to the old equal standard of one Third; and consequently, the now extravagant

Price which is demanded in the Stores for *European* Goods would also abate in Proportion to the Exchange.

I observe some ingenious disinterested Person, bearing apparent Goodwill to the Prosperity of this Province, has lately published some very useful Thoughts, relating to the further Improvement of our Product and Commerce: I am of Opinion, that such generous Views deserve to be encouraged, and will become a very proper Subject for the Deliberation of this and future Assemblies; and if, by any decent Representation to the Court or Parliament of *Great-Britain*, we can reasonably propose to advance the Trade of this and the neighbouring Provinces, by such Means as shall appear to be perfectly consistent with the true Interest of our Mother-Country, I shall not only be ready to give all the Assistance that is in my Power, but also use my best Endeavors to engage our good Neighbours to concur with us in such Things as evidently tend to our mutual Advantage, and the Prosperity of the *British* Trade in general."

August 10, 1725.

WILLIAM KEITH.

Ordered, That the same be referred to the Afternoon for further Consideration.

The Committee appointed to remit Home the Remonstrance to the Widow *Penn*, &c. report, that they sent the same by two different Opportunities.

Ordered, That *Job Goodson*, *Thomas Tress*, *William Webb*, and *Abraham Chapman*, be a Committee to audit the Accounts of the General Loan-Office, and sink all the Bills of Credit appointed to be sunk, according to the Direction of the two respective Acts for emitting of Bills of Credit; and then the House adjourned till Two a Clock this Afternoon.

The House met, &c.

The Governor's Speech of this Morning being read by Paragraphs, that Part relating to the Bill for Naturalization of Foreigners came under the Consideration of the House; and, after some Debate thereon,

Ordered, That *Francis Rawle*, *John Kearsley*, *Thomas Tress*, and *William Webb*, wait on the Governor, and acquaint him, that the House are no ways inclined to proceed any further upon the Bill, except such Foreigners first qualify themselves as the Law in those Cases directs.

The Petition of *Jonathan Dickinson*, setting forth, that he, at a great Charge, had built a Bridge over *Frankford* Creek, to accommodate himself and others, which had been represented injurious to some Persons, &c. and praying that the

same may be tolerated and indulged, as far as Reason and Justice will allow; was presented to the House, read, and ordered to lie on the Table; as likewise a View of the said Creek, by several Subscribers thereunto, dated in *May*, 1722.

The Petition of *William Chancellor*, setting forth, that he had Leave to bring in a Bill to this Assembly for erecting a Powder-house; but inasmuch as the Place was objected against by sundry Persons, he, to obviate those Complaints, has since purchased a Piece of Ground more suitable, and less subject to Objections, &c. and praying the said Bill may be forwarded, with proper Amendments; was read, and ordered to lie on the Table; and then the House adjourned till Nine a Clock Tomorrow Morning.

The House met, &c.

The Members appointed last Night on a Message to the Governor, report, that they delivered the same according to Order, and that the Governor was pleased to say, that inasmuch as the House is not inclined to pass the said Bill, as it now stands; he expects it should be returned, with their proposed Amendments, in the same Method as Bills sent up from the House to him; and that those Minors, mentioned in the Bill, may be allowed to qualify themselves as they respectively come to Age, and not put to the Hardship of continually petitioning; and that he does not strictly insist on the Method of Qualification, whether before or after the Bill passes, in respect to those that are of Age.

Upon which the House went into a farther Debate on the said Bill; and, after some Time spent thereon,

Ordered, That *Francis Rawle*, *John Kearsley*, and *Anthony Morris*, return the said Bill to the Governor, and inform him, that the House insists upon those *Palatines* first qualifying themselves, according as the Law in those Cases directs; and agrees that the Minors have Liberty to qualify as they respectively come to Age, as the Bill laid before the House by the Governor doth provide; but considering the House inclines to sit no longer than this Week, and that it is not possible, for the said Persons to be qualified within so short a Time, therefore this House humbly requests the Governor to leave the said Bill to the next Assembly.

The Minute of the Seventeenth of *March* last, relating to a Bill for erecting a Powder-house, being read; and also *William Chancellor's* Petition concerning the same; the House went upon the Consideration of the said Bill, which being read, and debated, divers Amendments were agreed to be made.

Ordered, That the same be committed to *John Parry*, and *John Crosby*; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Members appointed this Morning, on a Message to the Governor, report, that they delivered the same according to Order; and that the Governor received the Bill, and said he would keep the same, in order to lay before the next Assembly.

The Committee to whom the Bill for the better securing the City of *Philadelphia* from the Danger of Gun-powder, was committed, delivered in at the Table the same, with the Amendments inserted; which being read, were agreed to.

Then a Motion was made, and Question put, that the said Bill pass into a Law? *Carried in the Affirmative*.

Ordered, That the same be transcribed, in order to lay before the Governor.

Upon reading a Minute of the Eighteenth of *March* last past, the House entered into a Debate upon the Bill of Fees, and, after some Time spent thereon,

Ordered, That the said Bill be referred to the next Assembly; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

Upon a Motion made, the House took into Consideration the Bill, intituled, *An Act for the better preventing Obstructions to the Navigation of Chester Creek, and other Navigable Creeks, and Rivers in this Province*, which was referred to this Sitting of Assembly for a second Reading; which was accordingly read the second Time.

Ordered, That the Petition of *Jonathan Dickinson* be read.

Ordered, That a Petition of divers Inhabitants against Bridges over navigable Creeks, presented to the last Assembly, be read, which said Petitions were accordingly read and considered.

Then a Debate arose about *Chester Bridge*; and after some Time spent thereon, a Motion was made, and Question put, that the said Bridge be a Draw-bridge? *Carried in the Affirmative*.

Resolved, That Persons who use the said Creek with Mast Vessels, draw up the said Bridge when they have Occasion to pass through.

Ordered, That the said Bill be committed to *Francis Rawle*, and *Anthony Morris*.

The Bill, intituled, *An Act for the better Securing the City of Philadelphia, &c.* being transcribed and examined,

Ordered, That *Morris Morris*, and *Matthew Hughes*, carry the same to the Governor, and desire his Concurrence thereto; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Members appointed to carry the Bill for the better Security of City, &c. to the Governor, report, that they delivered the same, according to Order; and he was pleased to say, would give it all possible Dispatch.

The Governor, by his Secretary, delivered a Message in Writing to the House, which being read, is as follows, *viz.*

Mr. Speaker, and Gentlemen of the Assembly,

"AT the Instance of a great many Merchants and Traders of this City, I do recommend to your serious Consideration, the manifold Inconveniences that daily happen from the unjust and unreasonable Difference that is made between the Paper Currency of the Counties upon *Delaware*, under this Government, and that of the neighbouring Province.

And since I can give you the greatest Assurance imaginable, that neither myself, nor the Representatives of the said Counties, have the least Inclination or Purpose to strike any more Paper in that Part of the Government, I hope you will the more easily find out a proper Remedy for redressing this very sensible Grievance, by giving the small Remainder of that Currency a Credit in your Loan-Office, on such Terms and Conditions to be performed by the Assembly below, as you shall think to be just and equitable in the Case: For I am of the Opinion, with many others, that the late Obstruction of the *New-Castle* Currency has more sensibly touch'd and affected the Interest of Trade in this Province than any other whatsoever, and therefore I think it is high Time for us to put an effectual Stop to such a growing Evil."

WILLIAM KEITH.

The Petition of sundry Merchants, and others, of the City of *Philadelphia*, setting forth the great Inconveniences that have attended the Distinction which is made betwixt the Paper Currency of this Province, and that of the Lower Counties, &c. and praying that it may be made a lawful Tender in the Loan-Office of this Province; was presented to the House, read, and ordered to lie on the Table.

The Bill, intituled, *An Act for the better preventing Obstructions to the Navigation of Chester Creek, and other navigable Creeks and Rivers in this Province*, was read the third Time.

Then a Motion was made, that a Clause be inserted in the said Bill, allowing *Jonathan Dickinson's Bridge*, built over *Frankford Creek*, to be made by him into a Draw-bridge; and, after Debate thereon,

Ordered, That the said Bill be re-committed to the same Members, to insert a Clause for that Purpose; and the said Bill was re-committed accordingly; and then the House adjourned till Eight a Clock To-morrow Morning.

The House met, &c.

The Members to whom the Bill was recommitted last Night, delivered in at the Table the same, with the said Clause inserted, which being read was agreed to.

Resolved, That the said Bill do pass.

Ordered, That the same be transcribed.

The Governor's written Message of Yesterday was read again.

The Petition about the Lower County Bills of Credit, &c. was read the second Time, and debated.

Ordered, That *Francis Rawle, John Kearsley, and Anthony Morris*, draw up an Answer to the Governor's written Message of the twelfth Instant.

The Petition of divers Inhabitants of the City of *Philadelphia*, setting forth, that the Proprietary having purchased of the Natives all the Lands, within certain Bounds, &c. and that the Proprietary did, afterwards, release back to some of the said Natives a certain Tract of Land upon *Brandy-wine*, which the said Land is lately taken up and settled, to the great Disturbance of the said Natives, &c. and praying that this House will take the same into their Consideration; was read, and ordered to be considered in the Afternoon.

Then this House was given to understand, that the Heads of the said *Indians*, Complainants, desire to attend the House in Person, to set forth their Aggrievance.

Ordered, That they wait on the House at Three a Clock this Afternoon, with their Interpreters.

The Bill, intituled, *An Act for the better preventing Obstructions to the Navigation of Chester Creek, &c.* being transcribed and examined,

Ordered, That Morris Morris, and Elisha Gatchell carry the same to the Governor, and desires his Concurrence thereto; and then the House adjourned till Two a Clock this Afternoon.

The House met, &c.

The Governor's Secretary brought back the Bill, intituled, An Act for the better Securing the City of Philadelphia from the Danger of Gun-powder; and an Act for the better preventing Obstructions to the Navigation, &c. with sundry Amendments proposed.

The Indians, ordered to attend this Afternoon, waited at the Door, desiring to be heard: Then Chairs being placed for them, they were called in; and the Speaker, in Behalf of the House, said,

The House has had Information that you have been with the Governor and Commissioners already; have you received Satisfaction?

Indian, per Interpreter, We have not.

Speaker, What is it then that you have to offer to the House?

Indian, When William Penn first came to this Country, he settled a perpetual Friendship with us; and after we sold him our Country, he re-conveyed back a certain Tract of land, upon Brandy-wine, for a Mile on each Side of the said Creek, and to a certain Place up the same Creek, which said Writing was, by the Burning of a Cabin, destroy'd; but we all very well remember the Contents thereof: That William Penn promised that we should not be molested whilst one Indian lived, grew old, and blind, and died; so another, to the third Generation, that is (in the Way of expressing it) from Generation to Generation: And now it is not Half an Age of an old Man since, and we are molested, and our Land surveyed out, and settled, before we can reap our Corn off. And. to our great Injury, Brandy-wine Creek is so obstructed with Dams, that the Fish cannot come up to our Habitation. We desire you to take Notice, that we are a poor People, and want the Benefit of the Fish; for when our Men are out a Hunting our Children, with their Bows and Arrows, used to get Fish for their Sustenance; therefore we desire, that those Dams may be removed, that the Fish may have their natural Course.

Speaker, How did you understand that Writing to be, that you should enjoy that Land for ever?

Indian, Not only we, but all the Indians understood it to be theirs as long as the Water run down that Creek.

Speaker, Have you any Thing more to say?

Indian, No: *But if you hear us not, we shall be obliged to come again next Spring.*

Speaker, The House is inclined to do you all the Favour lies in their Power.

Indian, *We hope we are all very good Friends, and desire to continue so as long as we draw Breath.*

Then the *Indians* withdrew; and, after some Debate,

Ordered, That *Francis Rawle*, *John Kearsley*, and *John Swift*, go to *James Logan*, one of the Commissioners of Property, and inform him of the Substance of the said Petition and Matter complained of by the *Indians*: Who being returned, report, that the said Commissioners shews a very hearty Inclination to accommodate the Affair with the *Indians*; and tho' their Right does not appear so clear, yet they are possest with such strong Notions of it, that there is no diverting them off it; and therefore he is ready to do what he can, to quiet their Complaints, by granting the Person who possesses the said Land, other Land in the Stead thereof.

Ordered, That *Francis Rawle*, and *John Kearsley*, draw up an Address to the Governor in Behalf of those *Indians*.

Then the House went upon the Consideration of the Amendments proposed by the Governor to the Bill, intituled, *An Act for the better Securing the City of Philadelphia from the Danger of Gun-powder*, and agreed to all the said Amendments.

Resolved, That the said Bill, with the Amendments, pass.

Then the House proceeded to the Governor's Amendment to the Bill, intituled, *An Act for the Better preventing Obstructions to the Navigation of Chester Creek, &c.* and, after Debate thereon, a Motion was made, and Question put, that the said Amendments be conceded to? *Carried in the Affirmative.*

Resolved, That the said Bill, with that Amendment, pass.

Ordered, That the said two Bills be ingrossed.

The Members appointed this Morning to draw up an Answer to the Governor's written Message of Yesterday, brought in the same; which being read, was agreed to, and

Ordered, To be transcribed; and then the House adjourned till Eight a Clock To-morrow Morning.

The House met, &c.

The Address brought in last Night being transcribed, is as follows, *viz.*

May it please the GOVERNOR,

AS free Intercourse of Trade has all along (till of late) subsisted between the Inhabitants of this Province and those of New-Castle, Kent, and Sussex, mutually supposed by a clear

Sense of Duty and Interest, being under the same Proprietary and Governor, and settled upon the same River, differing neither in Religion, Policy, Trade or Produce, which may very justly stile us Inhabitants of the same Port, and consequently Counties, whose Interest are inseparable.

And as the Governor has been pleased to recommend to our serious Consideration the manifold Inconveniences that daily happen from the late Obstructions of the New-Castle Currency in this Province, we cannot but acknowledge our sorrowful Sense of the same, and wish that those Persons, concerned in the Trade of each Government, who once had it in their Power (as we conceive) to have kept that Currency to the Value it first bore amongst us, which was equal to our own; or, that by some timely and more seasonable Means it had been put out of their Power to have acted so opposite to Duty, Interest, and good Neighborhood.

But as this Assembly will be so soon succeeded by a new One, and our Intent of Meeting at this Time being no other than to finish what we could not possibly put an End to at our last Sitting; we therefore shall crave the Governor's Leave, that this weighty Affair, which so worthily deserves more Time and Deliberation to fully effect than we possibly can promise to ourselves, may be left to a more seasonable Opportunity, at which Time also, that which the Governor has some time before recommended to this House relating to the further promoting of Trade, may, as a Matter of Importance, be better considered.

Signed by Order of the House,

August 14, 1725.

WILLIAM BILES, Speaker.

Ordered, That Morris Morris, and Thomas Chandler, present the same to the Governor; and likewise carry the two ingrossed Bills for his Concurrence, and desire to know when he will please to order some Members of Council to join a Committee of this House to examine them: Who return, and report, the Governor agrees to the said Bills, and received the Address very kindly; and that he will appoint two Members of Council to wait on the House, at Two a Clock this Afternoon, to examine the said two Bills.

Then the Members appointed Yesterday in the Afternoon to draw up an Address to the Governor, in Behalf of the Indians, brought in the same, which was read, and agreed to.

Ordered, That the same be transcribed; and then the House adjourned till Two a Clock this Afternoon.

The House met, &c.

Then the two Members of Council, appointed by the Governor to examine the two Bills, came to the House.

Ordered, That *John Kearsley*, and *Anthony Morris*, be a Committee to join the said Members of Council for that Purpose.

The Bills being examined,

Ordered, That *Benjamin Jones*, and *John Parry*, wait upon the Governor, and desire to know when the Speaker, with the House, shall attend, in order to have these two Bills passed into Laws: Who being returned, report, that he is ready to receive them immediately at his own House. Then the Speaker, and whole House, waited on the Governor; and being returned, the Speaker resumed the Chair, and reported, that the Governor had been pleased to pass into Laws the said two ingrossed Bills; and that *Jeremiah Langhorne*, and *Thomas Tress*, were appointed to go to the Rolls Office, to see the Great-Seal of the Province affixed to them: Who return, and report, that the Seal was accordingly affixed to the said Laws in their Presence.

The Address to the Governor, in Behalf of the *Indians*, according to Order, being transcribed, is as follows, *viz.*

To Sir WILLIAM KEITH, Baronet Lieutenant Governor of the Province of *Pennsylvania*, &c.

THE ADDRESS of the REPRESENTATIVES of the said Province, in GENERAL ASSEMBLY met.

May it please the GOVERNOR,

AS next to divine Providence the Peace, Happiness, and Quietness, which this Province first enjoyed, was owing to the wise Conduct of the Honourable William Penn, our Proprietary and Governor, by procuring a good Friendship betwixt him and the native Indians at his first Arrival here; so by a diligent Care in cultivating and preserving the like Friendship, the great Happiness of Peace has been hitherto enjoyed amongst us, when divers of the neighbouring Colonies have been obnoxious to the Insults of the barbarous Indians, to the great Damage of their Countries.

And as the Governor's Care, and indefatigable Pains, on all Occasions, has been very conspicuous to that good End, this House do address themselves on an unhappy Dissatisfaction some Indians are under (who have always lived very peaceable amongst the Inhabitants of this Province) from an Opinion they are like to be dispossessed of some Lands they have long lived on and enjoyed, on the River Brandy-wine;

as also for being deprived of the benefit of Fishing upon the said River; all which they have, by personal Complaint laid before this House.

And the House having taken into serious Consideration the fatal Consequence it may be to the Peace of this Province, have represented the same to James Logan, one of the Commissioners of Property, who has given the House ample Satisfaction of his Intentions to accommodate the Difference with the said Indians, so far as it is in his Power to do. And we are fully satisfied (were it not for a Purchase made of some Part of those Lands by Nathaniel Newlin, and his too wilful Resolution to hold and settle the same) this Part of the Difference relating to the pretended Incroachments upon their Lands, would be immediately silenced: And notwithstanding this Obstacle, we have Reason to believe, that Nathaniel Newlin will, in a very short Time, become sensible, that it will be as much his own private Interest, as of the Province in general, to be more condescending in this Affair.

But whereas there are Dams or Wares which do obstruct the Passing of Fish to the Place where the said Indians are settled, without the Verge of this Government, this House doth humbly request the Governor, that he will be pleased to exert his Authority in such Manner as he shall think proper for quieting and satisfying the said Indians, and preserving the antient Friendship betwixt them and the Inhabitants of this Province; and herein we also have that Confidence as to hope, that the Government of New-Castle, Kent, and Sussex, will so far think it conducing to their Peace and Quiet, that they will not fail to do what is needful on their Part, for the full settling and composing this Dissatisfaction.

Signed by Order of the House,

August 14, 1725.

William Biles, Speaker.

Ordered, That Thomas Chandler, and Elisha Gatchell, present the same to the Governor: Who return, and report, they delivered the said Address, according to Order; and that the Governor having perused the same, said, he was entirely of the Opinion of the House; and that he and his Council would use their utmost Endeavour to satisfy these Indians; and that he was going down to New-Castle, where he would order the Persons concerned to remove those Dams complained of; which, if they did not do, he would give Orders to the King's Attorney to prosecute them, and oblige them thereto by due Course of Law.

The Committee appointed to audit the Accounts of the Loan-Office, and sink the proportionable Parts of the Sums of Money let out upon Loan; as likewise the Accounts of City and County Treasurers, and sink the proportionable Parts of said Sums so lent, &c. brought in their Report, which was read, and is as followeth, *viz.*

Philadelphia, August 14, 1725.

WE the Committee appointed by the Assembly to sink the Paper Credit, or Currency, and audit and settle the Accounts with the Trustees of the General Loan-Office of the Province of *Pennsylvania*, do report, that we have applied ourselves to that Service, and have taken the Numbers of those Bills of all the several Denominations (as many as were possible to be taken) each Currency distinct, the *Fifteen Thousand Pound Bills*, and *Thirty Thousand Pound Bills*, each apart; and have, *bona Fide*, burnt and sunk, chiefly of the old Currency Bills, the Sum of *Two Thousand and Fifty-five Pounds, Four Shillings*; and have left in the Hands of the said Trustees, a considerable Quantity of the best Bills of the new Currency for the Exchanging of old worn Bills; and to be sunk, as the Law directs, the Sum of *Six Hundred Fifty-nine Pounds, Eighteen Shillings*, and *Six-pence*; and there is also a Balance due from the said Trustees, accruing by the Interests of the said Currency, the Sum of *Two Hundred Forty-three Pounds, Four Shillings*, and *Seven-pence Half-penny*; which makes the whole Balance of said Trustees Account the Sum of *Seven Hundred and Sixty-seven Pounds, Ten Shillings*, and *Seven-pence Half-penny*.

The Assembly being resolved to break up this Week, the Committee could not possibly attend the Sinking the Sums of Bills of Credit due this Year from the County of *Philadelphia*, *Bucks*, and *Chester*; and also what is due from the Provincial Treasury and City of *Philadelphia*; therefore it is left to a Committee of a succeeding Assembly. All which is submitted to the Correction of the House, by us,

JOB GOODSON,
THOMAS TRESS,

WILLIAM WEBB,
ABRAHAM CHAPMAN.

The Committee appointed the tenth Instant to speak with the Treasurer, &c. report, that they had done according to Order, and that the Treasurer had received *One Hundred Pounds* from the Collector, *Owen Roberts*, since last Settlements; and as the Debt is in a Way of lessening, he will take all the Care possible to forward and complete the same. And

the said Committee report. the Order of the same Date, about some Debtors returned insolvent by the present Collector of Excise in his Account, and also the Order of the same Date, to enquire into the Account of Impost upon *Negroes*, being given them at a Time when they were engaged in sinking the Bills of Credit, &c. they had not Time to enquire into the same.

Ordered. That *John Kearsley*, *Anthony Morris*, and *Job Goodson*, be appointed a Committee to examine the Minutes of the Assembly, and that the Clerk afterwards make out a fair Copy, to lie in the Chest, and that the Speaker sign the same.—*And then the House arose*.

At an A S S E M B L Y held in PHILADELPHIA, the Fourteenth Day of OCTOBER, ANNO DOMINI, 1725.

The Names of the Representatives of the Freemen of the Freemen of the Province of *Pennsylvania*, elected to serve in Assembly for the ensuing Year, according to the Returns of the Sheriffs of the respective Counties, *viz*.

Philadelphia County.	Bucks County.	Chester County.
<i>Evan Owen</i> ,	<i>Jeremiah Langhorne</i> ,	<i>Thomas Chandler</i> ,
<i>Matthias Holston</i> ,	<i>William Biles</i> ,	<i>David Lloyd</i> , Speake
<i>Francis Rawle</i> ,	<i>Joseph Fell</i> ,	<i>William Webb</i> ,
<i>Anthony Morris</i> ,	<i>Abraham Chapman</i> ,	<i>John Wright</i> ,
<i>John Swift</i> ,	<i>Christian Vanhorne</i> ,	<i>Samuel Hollingsworth</i>
<i>Job Goodson</i> ,	<i>Matthew Hughes</i> ,	<i>William Pusey</i> ,
<i>Edward Farmar</i> ,	<i>Benjamin Jones</i> ,	<i>George Asheton</i> ,
<i>L. C. Sprogle</i> .	<i>Thomas Watson</i> .	<i>William Paschall</i> .

City of Philadelphia.

John Kearsley,

Thomas Tress.

A Q U O R U M of the Representatives being met, as the Law and Charter of Privileges directs, proceeded to choose their Speaker, and *David Lloyd*, Esq; was chosen Speaker of this Assembly, *Nemine Contradicente*, and was placed in the Chair.

Ordered, That *John Kearsley*, and *Thomas Tress*, wait on the Governor, to acquaint him that a Quorum of the Representatives are met, have chose their Speaker, and desire to know when he will please to be attended by the House, in order to present him; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Members sent last Night on a Message to the Governor, report, that they delivered their Message according to Order;

and the Governor answered, he should be ready betwixt Ten and Eleven a Clock this Morning; and that he would send a Message when he is ready to receive the House.

A Message from the Governor, by his Secretary, expects the Attendance of the House, at the Court-house, immediately: And then the Members went to wait on the Governor, to present their Speaker; and being returned, the Speaker resumed the Chair, and reported, they had attended the Governor; who was pleased to approve of their Choice, &c. and that he had made a Speech to this House, a Copy of which was presented him; which being delivered by the Speaker at the Table, was read, and is as followeth, *viz.*

Mr. Speaker, and Gentlemen of the Assembly,

"I F my Services for some Years have been acceptable to the Country, no Doubt but you will think it just and reasonable, at this Juncture, to give some effectual and convincing Proofs of your Satisfaction with my Conduct, and then perhaps some People will have the Pleasure to know, that I never did nor never will, use any Means to hold the Administration of this Government any longer than I found was acceptable and agreeable unto you, and the Body of People whom you represent.

As to other Business, I am so much interested in and heartily concerned for, the Publick Good and Welfare of this Province, that I think I ought to lose no Time in laying before you such Matters as seem to call upon your Attention, whensoever you think fit to consider them.

In the first Place then, it is necessary you should know, that I have late and certain Advices from *London*, which assures me, that very restless Endeavours are used by one or two busy Persons, now there, to have the two Acts of our Assembly, for emitting a Paper Currency, repealed: And what Confusion and Distraction such an unhappy Event would at this Time of Day bring upon the Country, you are best able to judge. It is however, I conceive, my Duty on this Occasion, to represent unto you the absolute Necessity that there is for some Person to take Care of your Interests at the Court of *Great-Britain*; and that this Province cannot any other Way be defended from the malicious Craft of some underhand Projectors, but by the Assemblys appointing a skilful and active Agent at Home, under their own proper Direction, from whom they may at all Times be truly informed of the State of their Affairs, and by whom they may expect to be defended against such Attacks upon the

general Intent of the People whom they represent; and this I judge will be most effectually done by an Act of Assembly, wherein the Money yearly to be paid by the Publick Treasurer, for the Encouragement and Support of such an useful Officer, ought to be preferred to all Charges of Government whatsoever.

The next Thing I shall mention for the Benefit of this Province, is, to provide a suitable Encouragement by Law for promoting a Fishery; for when we consider the great Variety and vast Quantity of valuable Fish which may so easily be caught at Sea about the Cape, and in the Bay and River of Delaware, it is evident that an Improvement of that Kind would advance Navigation, force a new and profitable Market Abroad, and enlarge our Commerce every Way: To accomplish which, it will be very helpful, that we endeavor to obtain the Concurrence of the neighboring Provinces with us in an humble Application to the Crown, that the Act of Parliament which allows the Importation of *European Salt* into *New-England*, may be equally and more fully explained in our Favour, as in all Probability it was at first intended: for these Parts at that Time were entirely comprehend under the general Title or Name of *New-England*.

You will find upon your Journal of the last Sessions of Assembly, that I then laid several Things before that House, which they not having Time to enter upon, were pleased to refer to some of them, as Matters of Importance, to your Consideration; amongst which, I cannot but mention again the Ease and Advantage which would accrue to our trading People at this very Juncture of Time, by making the Paper Bills of Lower Part of this Government equally current with those of this Province.

Gentlemen, A Course of above eight Years Experience must have convinced us all of the Advantages wherewith Unanimity and Concord in the Legislative Power is attended; and as there never seemed to be more Need of it than at this Time, I shall conclude with observing to you, that an humble, patient, and peaceable Deportment, without suffering the good Order of publick Business to be disturbed by any passionate Heats or Animositities, will be the most decent and secure Method of preserving our Liberties, and defeating the Designs of your and the Province's Enemies."

WILLIAM KEITH.

Ordered, That the same be read again this Afternoon.

Then the Members present subscribed the Effect of the Qualifications appointed by an Act of Assembly of this Province, intituled, *An Act to ascertain the Number of Members of Assembly, and to regulate Elections*; and also the Abjuration, appointed by an Act of this Province of the Eleventh of King GEORGE; first the Speaker in his Chair, and after him the Members in their Course; and then the Members took their Places in the House; and the Governor's Speech being read again,

Ordered, That the Consideration thereof be referred to the Afternoon; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The House immediately fell upon the Consideration of the Governor's Speech, which being read by Paragraphs, and debated,

Ordered, That *John Kearsley, Anthony Morris, Jeremiah Langhorne*, and *William Webb*, be a Committee to draw up an Answer thereto, and lay it before the House To-morrow Morning; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

Then the House went upon the Consideration of the Time of Adjournment, and it was urged by some Members, that the Adjournment be short, inasmuch as some publick Affairs require the speedy Application of this House, *viz.* The revising the Laws of this Province, and appointing an Agent in *Great-Britain*, to negotiate the Passing our Laws, &c.

Some Members of *Chester County* moved that the *Indians* (who made their Complaint to the last Assembly concerning their land upon *Brandy-wine*, being taken up and settled, and their Fishery there being impeded or hindered by Dams upon the said Creek) and not yet satisfied, nor the Occasion of their Complaints removed;

Ordered, That *Francis Rawle, Thomas Tress, Thomas Watson*, and *John Wright*, go to *James Logan*, one of the Commissioners of Property, and acquaint him thereof, and desire to know of him what has been done in that Affair: Who return, and report, that they delivered their Message according to Order; and that he answer'd, Care should be taken that those *Indians* should not be any farther disturbed in their Possessions.

Then the Members appointed to draw up an Address to the Governor, in Answer to his Speech of Yesterday, brought in the same, which was read; and, after some small Amendments made, was agreed to.

Resolved, that the same be transcribed, and signed by the Speaker, in order to be sent to the Governor; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Address being transcribed, and signed by the Speaker, according to Order, is as follows, *viz.*

To Sir W I L L I A M K E I T H, Baronet, Lieutenant Governor of this Province of *Pennsylvania*, &c.

The A D D R E S S of the REPRESENTATIVES of the said Province, in GENERAL ASSEMBLY, met, in Answer to the Governor's Speech of the Fifteenth Instant.

May it please the GOVERNOR,

T H E Sense we have of the Governor's prudent Administration obligeth us, on this fresh Occasion, to acknowledge the Benefits this Province hath enjoyed from the same, especially in his ready Concurrence to such Laws as have been (under divine Providence) conducive to the Encrease of Trade, and the Peace and Plenty of our Country, which we cannot reflect on without Satisfaction: And as a Demonstration of our sincere Acknowledgment, we beg Leave to assure the Governor, we shall not be wanting to provide him an honourable Support.

Amongst the many Instances of the Governor's signal Regard to our Welfare, those Matters of Importance which he has been pleased at this Time to lay before the House, we cannot but look upon as farther Proofs of his Good-will towards us; which we have deliberated upon, and beg Leave to acquaint the Governor, that the House is so far of Opinion with him (that it is necessary to have an Agent in Great-Britain for negotiating the Passing of our Laws) that we have resolved, so soon as Time will allow, to consider of such proper Ways and Means as may accomplish the same.

And as to the second Thing proposed, for the Promoting a Fishery, and obtaining Liberty to import Salt from Europe, as there is great Plenty of Shad, Herring and Sturgeon, yearly catch'd in this River, as well as great Quantities of Cod, and other valuable Fish, which we are credibly informed are to be taken not far from our Capes, we doubt not but, by a regular Management, far greater Quantities may be catch'd

than ever yet has been done; which cannot fail to very much enlarge our Commerce, advance our Navigation, and force a new and profitable Trade Abroad: But till some more certain Way can be found out to procure Salt, which very often is so scarce with us, as to render the Profit of curing Fish not worth the Undertaker's Pains, especially in the Spring Season, which is the Time the River Fish are to be catch'd, Salt is then sometimes not to be had, which obliges us to send to Boston, and other distant Places, to supply ourselves at a large Expence; therefore we earnestly desire the Governor would be pleased to move the neighbouring Governments to join with us in an humble Application to Great-Britain, to obtain the Liberty of importing European Salt into our Ports, as they of New-England for some Time have done; and we doubt not, with theirs and the Governor's Assistance, and a regular Application, this Affair, which evidently tends to enlarge the Trade of the British Empire in America, will induce the Crown to redress us.

As to what the Governor has been pleased to recommend to our serious Consideration for rendering the New-Castle Bills current amongst us, we are of Opinion, that by passing an Act for encouraging the same, may subject us to many Inconveniences which ought to be avoided; but think the Bills would be rendered more current, if the Persons concerned in the Trade of that Government would unanimously resolve to take them at the Value they first pass'd amongst us.

We are so far of Opinion with the Governor, that Unanimity and Concord in the Legislative Power, and an orderly and peaceable Deportment in the Dispatch of Business, is so absolutely necessary, that we shall make it our constant Study to maintain and promote the same.

Signed by Order of the House,

October 16, 1725.

DAVID LLOYD, Speaker.

Ordered, That Anthony Morris, Job Goodson, and John Kearsley, present the same to the Governor; and likewise inform him, that the House (upon reading a Minute of the last Assembly, wherein the Governor gave them an Expectation that some Obstructions on Brandy-wine Creek should be removed) are not informed, that the same is not yet done; therefore earnestly desire, that the Governor will be pleased to use his Endeavour for the speedy Removal thereof; and that the House are inclined to adjourn till the Twenty-second of November next: Who being returned, report, that they delivered the Address according to Order; and the Governor was pleased

to return his hearty Thanks to the House for the same; and said, " 'Twas a very great Pleasure to him to find that his and the House's Sentiments so well agreed." And that they delivered likewise their verbal Message; to which the Governor answered, "That he had already made some Progress therein, and would use his best Endeavours with the Assembly at *New-Castle*, at their next Meeting, to have those Nusances removed; and that he approved of the Time of adjournment.

Ordered, That *Evan Owen*, *John Kearsley*, and *Job Goodson*, revise the Minutes.

And it is the Order of the House that the same be printed, and then the House adjourned till the Twenty-second Day of *November* next.

THE House met pursuant to their Adjournment.

Ordered, That *Evan Owen*, and *William Webb*, wait on the Governor, and acquaint him, that a Quorum of the Representatives being met, according to Adjournment, desire to know if he has any thing to lay before them; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Members appointed last Night on a Message to the Governor, report, that they delivered the same according to Order; and the Governor said, he hoped the House was met with a Resolution to do Business, and that he would send a written Message to the House by Ten or Eleven a Clock this Morning, with his further Sentiments.

John Swift, chosen to serve in Assembly for the County of *Philadelphia*, being absent when the Members of the House were qualified, desires now to be admitted to take his Qualification; which was granted; and the said Member accordingly subscribed the same as usual, and then took his place in the House.

A written Message from the Governor, by his Secretary, was delivered to the House, which was read, and is as followeth, *viz*.

Mr. Speaker, and Gentlemen of the Assembly,

"IN Compliance with your Request, I had the good Fortune very successfully to use my Endeavours with the Assembly at *New-Castle*, in the Passing of a Law there for the Relief of the *Indians*, and some of the Inhabitants of *Chester* County, by ordering the Removal of all Obstructions to the Fishery upon *Brandy-wine* Creek.

I hope you will, at this Time, think it proper to take Notice of some Things, which, in the Month of *August* last,

I recommended to the Assembly then sitting, and is by them referred to your Consideration, for want of Time at that Season of the Year.

I am told, that some People busy themselves extremely to surmise, as if they had certain Advice of a new Governor's being actually appointed for this Colony, with Design, no Doubt, to amuse and give some Interruption or Delay to your Proceedings at this Juncture: But I have the Satisfaction to assure you, that by particular Letters from *London*, of the seventh of *September*, by Way of *Boston*, being later than any yet arrived in *Philadelphia*, there was then no Appointment of any Person to succeed me in this Government; neither was it probable that any would be suddenly made by the Proprietary, and much less that an Approbation of any such an Appointment could be obtained from the Crown, before his Majesty's Return from *Hanover*; wherefore, I confidently hope you cannot be moved by such Surmises and false Reports to supercede one Moment longer the present urgent and necessary Business of your Country; amongst which I cannot but heartily recommend it to you to consider, Whether an Act, to lessen the yearly Payments into the Loan-Office, by continuing the Paper Bills already struck for some reasonable Time longer than is appointed by the Acts for emitting the same, would not be a very great Advantage to the Country in general, and an Ease to the Borrowers, without any Manner of Risque or Inconveniency to the Publick Credit; and this, I conceive, would fully answer the Occasions and Purposes of many honest Men in this Province, who desire more Paper Money to be struck, which, in my view and Opinion of the Country's true Interest and Service, would be very hurtful to us all at this Juncture, and given an immediate Check to the present flourishing Condition of our Trade.

Gentlemen, As there is not any Thing within the Compass of my Power, and the just Bounds of my Duty to the King and the Proprietary, which can be desired of me for the Service of this Province, but what will be most chearfully and readily complied with at your Request, I do not see how or when, we can propose a more favourable Opportunity to rectify what may be found amiss, and to make such Provision as you shall judge to be requisite for the future Advantage and Prosperity of this Province."

November 23, 1725.

WILLIAM KEITH.

Ordered, That the Consideration thereof be referred to the Afternoon; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The House entered upon the Consideration of the Governor's written Message, according to the Order of this Morning, and debated the same by Paragraphs.

Ordered, That the Minutes of the last Assembly, relating to some Matters referred to the Consideration of this Assembly, be read; which was done accordingly.

Then *John Wright*, a Member of this House, reported, that he was informed, that a Law was made at *New-Castle* for removing Obstructions on *Brandy-wine* Creek; whereupon he is desired to get the said Law, and bring it to this House, as soon as he can obtain the same.

Ordered, That the Naturalization Bill depending at the last Assembly, be still deferred, until the Parties comply with the Qualifications then directed.

Resolved, That what relates to the *New-Castle* Bills of Credit is already answered in an Address to the Governor, at the first Sitting of this Assembly.

Upon reading the Report of a Committee of the last Assembly, appointed for sinking the Bills of Credit, the House entered into a Debate about the Exchanging of torn Bills, and appointing a Committee to complete the Sinking of the Bills left in the Loan-Office by the said Committee to be exchanged; as also the several Quota's due from the Treasurers of the Province, City and Counties.

Ordered, That *Anthony Morris*, *Job Goodson*, *Thomas Tress*, *William Webb*, and *Abraham Chapman*, be a Committee to audit the Accounts of the Loan-Office, and respective Treasurers aforesaid, and sink the remaining Part of the Bills of Credit appointed to be sunk, according to the Direction of the two respective Acts for emitting the same, being not compleated by a Committee of the last Assembly appointed for that Purpose, as appears by their Report of the Fourteenth of *August* last. And the said Committee are to require the Trustees to put up publick Advertisements for the People to bring in their torn Bills to be exchanged; and that the said Committee consider, whether the giving longer Time to the Borrowers (according to the Proposal in the Governor's written Message) can be regularly fallen into, and give their Opinion thereof to the House.

Ordered, That *Evan Owen* acquaint the respective Treasurers, that they are required forthwith to bring in their respective Quota's to the said Committee, appointed to sink the same.

A Motion was made about revising the Laws, and composing into one Volume all those that are now in Force.

Then *John Wright*, a Member of this House, reported, that he had made some Progress in the said Matter; and says the same cannot be effected without a great deal of Time, and searching the several Offices, to find out all the Repeals; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

Upon a Motion made, the Petition of *Thomas Potts*, exhibited to the last Assembly, was read; and, after some Debate,

Resolved, That the Petitioner be referred to the Common Law for his Relief.

The Treasurer (appointed by an Act for vesting the Lands and Lots, commonly called, The Lands of the *Free Society* of Traders in *Pennsylvania*, &c.) being a Member of this House, moved for a Supplement to that Law, directing, that the Monies now remaining in his Hands, with what he shall hereafter receive, may be put out to Interest, on the Risque, and for Use of the Claimants, until it be demanded, &c. and, after some Time spent thereon,

Ordered, That the further Debate be deferred till the Afternoon.

Upon a Motion made, the House went upon the Consideration of the *Indian* Claim upon *Brandy-wine* Creek; and, after some Debate thereon,

Resolved, That inasmuch as some of the Chiefs of those *Indians* are now out a Hunting, the House thinks it proper to defer all further Consideration of that Affair till they return; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Petition of divers Inhabitants of the City of *Philadelphia*, setting forth the great Hardships and Damage they lie under by the Act laying an Excise upon Spirits distilled in this Province, praying the same may be taken off; and that the Importation of Melasses and Distilling may be encouraged; was presented to the House, and read;

Ordered, To be considered To-morrow Morning.

The Petition of some Persons, late of *High and Low Germany*, desiring, that upon their taking and subscribing the Qualifications required by Law, they may have Leave to bring in a Bill to enable them to hold and enjoy Lands, Trade and Merchandize; was presented to the House, read, and ordered to lie on the Table.

The House resumed the Debate concerning a supplementary Act to the Act for selling the Lots and Lands of the Free Society of Traders in *Pennsylvania*, &c. and, after some Time spent thereon,

Ordered, That the further Consideration thereof be referred to the next Sitting; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Petition that the Excise may be taken off Spirits, distilled in this Province, and the Importation of Melasses and Distilling may be encouraged, was read the second Time, according to the Order of Yesterday, and debated;

Ordered, That the further Debate thereof be referred to the Afternoon.

The Petition of Two Hundred and Thirty-seven Inhabitants of this Province, setting forth, That the tender Care and prudent Administration of our present Governor has afforded many Advantages, both to the religious and civil Rights of the People of this Province, especially in a Paper Currency; and that they are informed, the Governor's Conduct, relating to that, and other Affairs of this Province, hath been most grossly misrepresented unto the Proprietary, by which Means there is Probability of a Change in Government, &c. and praying this House, that as faithful Representatives, they will please to lay the State of this Province, as to a Paper Currency, and other Matters, before the Proprietary, which may move him to withstand the unjustifiable Design of such Misrepresentations as have been made, contrary to his and the Peoples joint Interest, &c. was presented to the House, read, and ordered to lie on the Table; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The House resumed the Debate about the Encouragement of Distilling, &c. referred to this Afternoon; and, after some Time spent thereon, a Motion was made, and Question put, that the Petitioners may have Liberty to bring in a Bill according to the Prayer of their Petition? *Carried in the Affirmative*.

The Petition of some Persons concerned in Iron-works, setting forth, the pernicious Effects of selling Liquors near those Works, praying Leave to bring in a Bill to prohibit the same, and that the Selling of Rum, and other Spirits, by Permits, may be wholly prohibited; was presented to the House, read, and ordered to lie on the Table.

The Petition of some *High* and *Low-Germans*, requesting, that upon subscribing the Qualifications required by Law, they may have Leave to bring in a Bill to enable them to hold and enjoy Lands, Trade and Merchandize; was read the second Time, and debated.

Then a motion was made, and the Question put, that the Petitioners may have Leave to bring in a Bill for that Purpose, according to the Prayer of that Petition? *Carried in the Affirmative*, N. C. D. And then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Petition of the Two Hundred and Thirty-seven Persons, in favour of the Governor's Conduct in the Administration, &c. was read the second Time, and debated.

Then a motion was made, and Question put, that the Assembly address the Proprietary's Family, representing the Governor's past Conduct in his Administration, especially relating to the Paper Currency? *Carried in the Affirmative*.

Then upon a Motion made,

Resolved, That the Assembly likewise address the King, to acknowledge the signal Grace and Favours, both in religion and civil Rights, to the People of this Province.

A Motion being made, the Question was put, that proper Application be made at Home for the Liberty of Importation of *European Salt*, for Encouragement of Fishery? *Carried in the Affirmative*.

The Petition of some Persons concerned in Iron-Works, &c. was read a second Time, and debated; and Leave is given to bring in a Bill according to the Prayer of the said Petition; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The House went upon the Consideration of appointing Committees to draw up the Addresses agreed upon this Morning.

Then the House requested the Speaker to draw up the Address to the King.

The Petition of *Patrick Baird*, setting forth, that his usual Salary, of *Fifteen Pounds per Annum*, was deduced to *Ten*

Pounds, which Sum, he humbly conceives, comes not up to the Deserts of his Services, and requests that this House will consider him; was read, and ordered to lie on the Table.

Then the House went upon the Consideration of Support of Government; and, after Debate thereon, a Motion was made, and Question put, that *Six Hundred Pounds* be allowed to the Governor towards his Support this current Year? *Carried in the Negative.*

Then *Five Hundred Pounds* was put? *Carried in the Negative.*

Then *Four Hundred Pounds* was put? *Carried in the Affirmative.*

Then the House adjourned till Eight a Clock To-morrow Morning.

The House met, &c.

The Governor sent a written Message to the House, which was read, and is as followeth, *viz.*

Mr. Speaker, and Gentlemen of the Assembly,

"Y O U must either have, or ought to have, a just Sense of the Honour and Interest of your Country, at this critical Juncture, which we cannot but perceive is Watchfully observed by a few, and depended on by a great many.

I have honestly laboured throughout my whole Administration, and more especially of late, to demonstrate that I have always preferred the Service of this Province, and the Preservation of your Privileges in particular, to my own Interest; and therefore I cannot otherwise expect, but that like true Patriots and honest Men, you will not separate now before some proper and necessary Measures are taken to protect both yourselves and me from Calumny and Reproach.

Should it happen to be any Question amongst you, Whether I have really done the Country good or ill Service, I desire by all Means, and without more ado, that it may be put to the Vote; for go as it will, I hope I shall bear it with Patience and good Temper; but as I am a Part of the Legislature, I do insist upon it, that you proceed either to condemn or justify my Character on this Occasion: For, Gentlemen, you may be assured I want no extraordinary Favours, and, on the other Hand, I do not expect to be worse treated now than I have been by former Assemblies."

November 27, 1725.

WILLIAM KEITH.

The Address to the King was brought in by the Speaker, according to the Request of the House, which was read by

Paragraphs, and agreed to be transcribed and signed by the Speaker, in order to be sent Home.

Then the House renewed the Debate about the Support; and it is moved, that the Governor be allowed *One Thousand Pounds* for his whole Support for this current Year, if he continues so long in the Administration, including all Fines and Forfeitures which are appropriated by Law for Support of Government, yet no Order to be issued at present, except for the *Four Hundred Pounds* voted last Night; but the House, after some Debate, deferred the further Consideration thereof till another Time.

And then the House went upon settling the Time of Adjournment, which was agreed to be the sixth Day of *December* next.

Ordered, That the Speaker issue an Order, under his Hand, upon the Provincial Treasurer, for the Sum of *Four Hundred Pounds*, payable to Sir *William Keith*, towards his Support this current Year, according to the Vote of Yesterday in the Afternoon, which was done accordingly.

Ordered, That *L. C. Sprogle*, and *William Webb*, wait on the Governor, and acquaint him, that the House inclines to adjourn to the Sixth of *December* next: Who return, and report, that they did their Message according to Order; and the Governor approves of the Time of Adjournment.

Ordered, That *John Wright*, and *William Webb*, draw up the Address to the Proprietary's Family, in order to lay before the House at their next Meeting; and then the House adjourned till the sixth Day of *December* next.

THE House met pursuant to their Adjournment.

Ordered, That *John Kearsley*, and *Thomas Tress*, wait on Governor, and acquaint him, that a Quorum of the Representatives are met according to Adjournment, and are ready to enter upon Business; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Address to the Proprietary's Family was brought in, according to Order, and read;

Ordered, That the Consideration thereof be referred to the Afternoon.

The Members appointed on a Message to the Governor, report, that they delivered their Message according to Order; and that the Governor answered, he had nothing at present to lay before the House, but hope they would go on with the Business of the Country.

The Committee appointed to audit the Accounts of the Loan-Office, and to examine whether the giving longer Time to the Borrowers could be fallen into, &c. report, they had made some Progress therein, and cannot conceive how the same can be done without breaking in upon those Laws for emitting Bills of Credit, and subjecting the same to many Inconveniences.

The House resumed the Consideration of Ways and Means to obtain the Liberty of importing into this Province *European Salt, &c.*

Ordered, That *Francis Rawle*, and *John Swift*, treat with the King's Collector, *John Moore*, Esq; and enquire whether he can put the House in a Way for obtaining the said Liberty.

A Bill, intituled, *An Act for the Preventing the Selling of Liquors near the Iron-works*, was brought in, and read the first Time, and ordered the second Reading this Afternoon; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Bill, intituled, *An Act for the Preventing the Selling of Liquors near the Iron-works*, was read the second Time; and a Debate arising thereon,

Ordered, That the further Consideration thereof be referred till To-morrow Morning.

The Address to the Proprietary's Family was read, and debated, according to Order of this Morning.

Ordered, That the Direction be altered, and made, *To the Descendants of the late Honourable Proprietary, William Penn, Esq;*

Then the Question was put, That the same be transcribed, and that the Speaker sign two Duplicates thereof, one to be sent the Widow *Penn*, and the other to *Springet Penn?* Carried in the Affirmative. And then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Members appointed to speak with *John Moore*, Esq; report, that they had done it according to Order; and he acquainted them, that Application should be made to the Commissioners of the Customs, who, he thought, would grant what is requested; and he promised to be assisting, and use his best Endeavours therein.

Then Certificates from the Quarter-Sessions of *Philadelphia* County, signifying, that the several *Palantines* therein respectively named, had taken the Qualifications appointed by Law;

was brought to the House, and laid on the Table; as likewise a Bill, intituled, *An Act for the better enabling the said Persons therein named to trade and hold Lands in this Province*, was brought in according to Order, and read the first Time, and ordered a second Reading.

The Petition of a great Number of Inhabitants of this Province, setting forth, that the re-emitting the yearly Quota's would be a further Encouragement to the present flourishing Trade; and praying that *Four or Five Thousand Pounds* of small Bills may be struck for exchanging torn Bills and that the Governor's Support may rather exceed (this Year) than fall short of what has been heretofore; was presented to the House, read, and ordered to be considered this Afternoon; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Petition referred to this Afternoon for Consideration was read a second Time.

And the House entered upon a Debate about re-emitting the yearly Quota's appointed to be paid in and sunk, according to the Direction of the respective Acts which emitted the same; and, after some Time spent thereon, a Motion was made, and Question put, that the said yearly Quota's to be paid in, according to the Direction of the said respective Acts shall not be sunk, but re-emitted? *Carried in the Affirmative.*

Then the Question was put, that the said Re-emission be continued for six Years to come; and, after the End of six Years, the respective Quota's to be annually sunk; so that the whole Sum emitted by both Acts be sunk within the Time limited by the *Thirty Thousand Pound Act*? *Carried in the Affirmative.*

Upon a Motion made, the Question was put, that a certain Sum of small Bills be struck, to exchange for torn and defaced Bills? *Carried in the Affirmative.*

Then the Question was put, that *Five Thousand Pounds* be struck for that Purpose? *Carried in the Affirmative.*

Then, after Debate, the Question was put, that a Committee be now appointed to draw up a Bill for the Intent above-said? *Carried in the Affirmative.*

Ordered, That John Kearsley, and Evan Owen, drew up the said Bill, in order to lay the same before the House at their next Meeting, and that they take to their Assistance some Person learned in the Law.

Ordered, That the Consideration of the latter Part of the said Petition be deferred till the next Sitting.

The Committee appointed to audit the Accounts of the Loan-Office, &c. report, that they have made a considerable Progress therein, but being so often obliged to attend the House, had no Time to finish the same.

Ordered, That the said Committee be continued to accomplish the said Service; and also that they audit and settle the Accounts of the Provincial Treasurer and Collector of Excise, in order to lay before the House the next Meeting of this Assembly.

Then the House went upon the Consideration of the Time of Adjournment; and it is agreed to be until the tenth day of *January* next.

Ordered, That *John Wright*, and *Job Goodson*, acquaint the Governor thereof; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

John Wright, according to the Order of the Twenty-third of *November* last, brought to the House, an Act, empowering the Magistrates of *New-Castle* County to view and direct the Removal of Obstructions to the Fishery of *Brandy-wine*. And the said Member reported, that he was informed by one of the Magistrates of the said County, that an Appointment is already made for that Purpose, and that they design to deliver their Report at their next Quarter-Sessions, according to the Direction of the said Act.

The Members appointed last Night to acquaint the Governor of the Time of Adjournment, report, they delivered their Message according to Order; and the Governor answered, he was well satisfied therewith.

Then the House resumed the Consideration of importing *European* and other Salt, as amply as it is allowed to *New-England*, &c. and, after some Debate, a Motion was made, and Question put, that the Sum of *One Hundred Pounds* be ready in the Hands of the Provincial Treasurer, to defray the Charge of negotiating the said Affair with the Commissioners of the Customs, and elsewhere in *England*? Carried in the Affirmative.

Ordered, That *Francis Rawle*, *John Kearsley*, and *Thomas Tress*, be appointed a Committee to draw up a Representation to the Commissioners of the Customs, in order to obtain that Liberty, and engage the King's Collector here to favour such Representation; and that the said Committee have Power to agree with such Person or Persons as shall undertake the said Negotiation, and to draw out of the said Treasurer's Hands so much of the said Sum as may be necessary for that

Service, and that they make Report to this House of their Proceedings therein from Time to Time.

A Bill, intituled, *An Act to encourage the Distillation of Spirits from Melasses, Corn and Fruit, in this Province*, was brought in, and read the first Time.

Ordered, That the second Reading be deferred to the next Meeting of this Assembly; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Committee appointed to settle the Provincial Treasurer's Account, &c. report, that having received the said Treasurer's Account, find a Charge therein for *Indian Expences* about the *Brandy-wine* Affair, as also another Charge (formerly omitted for an *Indian* Interpreter, &c. which said Articles they were not willing to allow before they knew the Mind of the House therein.

Then after some Debate thereon, it is agreed, that the latter be allowed, the Party making appear that the Council did then approve of the same.

Ordered, That the Consideration of the former be deferred to the next Sitting; and then the House adjourned till Eight a Clock To-morrow Morning.

The House met, &c.

The House went upon reading the Minutes, in order to fit them for the Press, and having gone thro' the same,

Ordered, That *Anthony Morris*, and *Evan Owen*, be a Committee to see that they are printed as now corrected by the House.

Ordered, That the said Members be appointed to send Home the Address to the King, and the others to the Family, as before directed by Order of the seventh Instant; and then the House adjourned till the tenth Day of *January* next.

THE House met pursuant to their Adjournment.

Ordered, That *John Kearsley*, and *Job Goodson*, acquaint the Governor, That a Quorum of the Representatives being met, according to Adjournment, are ready to proceed on Business; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

William Biles, chosen to serve in Assembly for the County of *Bucks*, being absent at the Qualifying of the Members, desires now to be admitted to take the same; which is granted: And the said Member subscribed the usual Qualifications, and then took his Place in the House.

The Members appointed to speak with the Governor last Night, report, that they had done their Message according to Order; and the Governor answered, he had nothing at present to offer to the House; but hoped they would now proceed to the Business before them.

The Members appointed brought in a Bill according to Order, intituled, *An Act for the Re-emitting and continuing the Currency of such Bills of Credit of this Province, as by former Acts are directed to be sunk and determined, and for the Striking and making current Five Thousand Pounds, in new Bills, to exchange for torn and defaced*; which was read the first Time, and ordered a second Reading; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Bill, intituled, *An Act for the better regulating the Retailers of Liquors near the Iron-works* (upon the second Reading the Seventh of December last, referred to this Sitting for further Consideration) according to the said Order, was read by Paragraphs, and debated, and sundry Amendments proposed.

Ordered, That the said Bill be committed with the said Amendments to *Francis Rawle*, and *Jeremiah Langhorne*, in order for a third Reading; and the same was committed accordingly.

The House, upon the Information (from some of the Members) that a certain Alien Minister hath made a Practice of marrying, contrary to the known Laws of this Province, entered upon a Debate thereon; and, after some Time spent,

Ordered, That the further Consideration thereof be referred to another Time; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Committee appointed to audit and settle the Publick Accounts, and sink the Bills of Credit, &c. delivered in their Report at the Table, together with the several Accounts, from which the same is reduced; which were read severally, *viz.* The Account of the General Loan-Office, and the Provincial Treasurer's Account, and the Account of the Officer of Excise. and the said Committee informs the House, that the Provincial Treasurer, and the Treasurers of the County and City of *Philadelphia*, and the Treasurer of the County of *Bucks*, having not paid in their Quota's, they could not perfect their Report.

Ordered, That they be continued to perfect the same.

And the said Report is therefore referred to another Time; likewise the said Committee gave the House to understand, that some Persons, paying in their whole Sums borrowed at other Times than the Quota's are directed to be paid, occasions great Difficulties in settling the Accounts of the said Loan-Office.

Upon which the House entered on a Debate how to avoid the same in the Re-emitting Bill now before the House; and, aftersome Time spent thereon,

Ordered, That the further Consideration thereof be refered to the second Reading of the said Bill; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Members to whom the Bill, intituled, *An Act for the better Regulating the Retailers of Liquors near the Iron-works*, was committed, brought in the same, with the said Amendments inserted, which were read, and agreed to; and, after some more Amendments made,

Ordered, That the same be committed for a third Reading.

The Bill, intituled, *An Act to encourage the Distilling of Spirits from Melasses, Corn and Fruit, in this Province*, was read the second Time; and, after some Debate,

Ordered, That the further Consideration thereof be referred till To-morrow Morning; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

Upon an Application made to this House by Widow *Rosogans*, an Order was issued on the Provincial Treasurer for the sum of *Two Pounds*, payable to her, being so much allowed by this House, for the Services of her deceased Husband.

The House resumed the Consideration of the Bill refered to this Morning; and, after some Debate thereon, a Motion was made, and Question put, whether the House proceed on the said Bill? *Carried in the Affirmative*.

Then the Question was put, that a Bounty of *One Penny per Gallon* be allowed to the Importer of Melasses sold for distilling? *Carried in the Affirmative*.

Ordered, That the farther Consideration of the said Bill be referred to the Afternoon; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The House proceeded upon the Bill, intituled, *An Act to encourage the Distilling of Spirits from Melasses, Corn and Fruit, in this Province*, and sundry Amendments were agreed to be made.

Ordered, That the same be committed to *John Kearsley*, *William Biles*, and *John Wright*, with the said Amendments, for a third Reading; and then the House adjourned till Nine a Clock To-Morrow Morning.

The House met, &c.

The House resumed the Consideration of the Complaints against one *Anthony Hinckle*, who, contrary to Law, has married sundry Persons, and still continues in that scandalous Practice: And, after some Debate,

Resolved, N. C. D. That the Sergeant at Arms be forthwith ordered to take into his Custody the said Person, and bring him before this House, on the Day called *Tuesday* next. and accordingly an Order was drawn, and signed by the Speaker, and delivered to the Sergeant for that Purpose.

Upon Information that great Numbers of Convicts, and some *Irish* Servants of ill Character, are now arrived, and many more expected, the House took into Consideration the same.

Ordered, That the Law imposing a Duty of *Five Pounds per Head* on Convicts imported into this Province be read.

Ordered, That the officer appointed by the *said Act* be admonished to be very diligent in the Execution of the Trust reposed in him by the same.

Then, upon a Motion made, the House entered upon a Debate about the Duty on *Negroes*, the Act relating thereto being expired; and the said Law being read,

Ordered, That the further Consideration thereof be referred to the Afternoon; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Bill, intituled, *An Act for the better enabling Bernard Vanleer, &c.* to trade and hold Lands in this Province, was read the second Time, and ordered a third Reading.

Upon which the House entered into a Debate about the Charge accruing from Time to Time to this Province upon private Bills; and, after some Debate thereon,

Resolved, That the Charge of passing private Bills be taxed by the House, and the Parties concerned pay the same.

Resolved, That this Bill now before the House for enabling *Bernard Vanleer, &c.* to trade and hold Lands in this Province, be taxed at *Twenty-one Pounds*, viz. *Three Pounds* a Piece for each Persons mentioned in the said Bill, for the Use of the respective Counties as the House shall direct.

Then the House resumed the Debate about the Duty imposed on *Negroes*, by an Act of Assembly now expired, which was referred to this Afternoon; and a Motion being made, the Question was put, that the said Act be revived, with such Amendments as the House shall think fit? *Carried in the Affirmative.*

Then a Motion was made, and Question put, that the Duty of *Five Pounds per Head* be continued on *Negroes*, as in the said Act? *Carried in the Affirmative.*

Resolved, That if any Person shall set free any *Negro* Slave, he shall give Security to indemnify the County or Township from any Charge or Burden they may happen to bring upon the same.

Resolved, That the Inter-marriage of *Negroes* with Whites be prohibited.

And for *Negroes* sentenced to Death, the respective Owners shall be paid out of the Duty arising by the said Act imposing a Duty on *Negroes*.

Ordered, That the further Consideration thereof be referred till To-morrow Morning; and then the House adjourned till Nine a Clock To-morrow Morning,

The House met, &c.

The House resumed the Consideration of what was referred last Night; and, after some Time spent,

Resolved, That a Supplementary Act be made to the Law for Trial of *Negroes*, for the better regulating of them, according to the Resolves of last Night.

Ordered, That *Evan Owen*, and *Anthony Morris*, enquire of *James Logan*, whether the said Law for Trial of *Negroes* has received the royal Approbation, and the other Acts of the Fourth of Queen ANNE.

Ordered, That *John Kearsley*, and *Job Goodson*, revise the Minutes, and that *Samuel Keimer* print the same; and then the House adjourned till the seventeenth Instant, at Three a Clock in the Afternoon.

The House met, &c. and adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Bill, intituled, *An Act for the better regulating the Retailers of Liquors near the Iron-works*, was read the third Time; and, a Clause being added for bringing all Retailers, by Permits, to a Regulation, and some other Amendments made,

Resolved, That the said Bill do pass.

Ordered, That the same be transcribed.

The Serjeant at Arms, pursuant to the Order of the fourteenth Instant, brought before the House the said *Anthony Jacob Hinckle*; and, after some Questions ask'd him, and Debates thereon,

Ordered, That the Serjeant at Arms take him again into Custody, and carry him before the Governor.

Ordered, That *Edward Farmar*, *William Biles*, *John Wright*, and *Matthias Holston*, go to the Governor, and acquaint him of the Charge against the said Person, and that the House refers the Determination of the said Matter to the Governor.

The Bill, intituled, *An Act for the better enabling of Bernard Vanleer, &c. to trade and hold Lands in this Province*, was read the third Time.

Resolved, That the same do pass.

Ordered, To be transcribed.

The Petition of *Patrick Baird* was read the second Time, and considered.

Then a Motion was made, and Question put, that *Five Pounds* be allowed him to make up the usual Salary of *Fifteen Pounds per Annum* for his last Year's Service? *Carried in the Affirmative*. And then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Members appointed on a Message to *James Logan*, on the fifteenth Instant, report, that they delivered their Message according to Order; and he answered, That all the Laws of the Fourth of Queen ANNE that are printed at large, are confirmed, and such as are repealed only the Titles are printed.

The Bill, intituled, *An Act for the Re-emitting and continuing the Currency of such Bills of Credit of this Province, as by former Acts are directed to be sunk and determined, and for the Striking and making current Five Thousand Pounds in new Bills, to supply the torn and defaced*, being read the second Time,

Ordered, That the further Consideration thereof be referred till To-morrow Morning.

The Petition of *Charles Read*, praying to be appointed Collector of the Duty on *Negroes*, now about to be imposed; and acquaints the House, that if any Person has farmed the Excise at too low a Rate, (as the House, he understands, was informed) it has been through Ignorance of their Trade, and will endeavour that it shall be remedied for the future; was presented to the House, read, and ordered to lie on the Table.

Aaron Hassert, in Behalf of himself and the others mentioned in the Bill for enabling them to trade and hold Lands in this Province, brought to the House *Twenty-one Pounds*, being the Sum appointed for them to pay, by Order of the fourteenth Instant; which was accordingly paid to the Clerk, to be delivered to the respective County Treasurers for the County's Use; and then the House adjourn'd till Nine a Clock To-morrow Morning.

The House met, &c.

The petition of *Charles Read*, was read a second Time, and the latter Part thereof being debated.

Resolved, That the Petitioner's Diligence and Care for the Time to come will, be the proper Remedy.

The Petition of divers Inhabitants of *Conestogoe*, setting forth, that many vagrant Persons resort to their Neighbourhood, praying that a Law may be provided to suppress such Persons, and that whoever shall entertain such, without giving Notice to the next Justice of the Peace, may suffer such Penalties as to the House shall seem meet; was presented to the House, read, and ordered to lie on the Table.

The Petition of sundry Inhabitants of this Province, praying that all Ferries may be restrained from carrying over, and Houses of Entertainment from harbouring or concealing any Servants; and that all Travellers be obliged to carry Passes or Certificates from the Place of their last Abode; and that farther Encouragement may be given for taking up of Servants; was presented to the House, read, and ordered to lie on the Table.

The Petition of sundry Inhabitants of this Province, setting forth the Benefit of a Paper Currency, &c. praying that the present Quantity may be continued, and bad Bills renewed; and that the People's just Rights and Privileges may be supported and maintained; and that no Ingratitude may be shewed to our worthy Governor Sir *William Keith*; was presented to the House, read, and ordered to lie on the Table.

The House proceeded on the Consideration of the Re-emitting Bill referred to this Morning, and that Paragraph about erecting a new Office, and appointing Trustees, &c. came under Debate; and, after some Time spent thereon,

Ordered, That *John Swift*, *Evan Owen*, *Edward Farmar*, and *Benjamin Jones*, go to the present Trustees of the Loan-Office, and enquire whether they are willing to undertake the Re-emmission intended by this Act, and upon what Consideration?

Ordered, That the further Debate on the said Bill be deferred till To-morrow Morning; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

John Swift, with the rest of the Members appointed to treat with the Trustees of the Loan-Office, returned and report, that they spoke with *William Fishbourn*; who answered, he was willing to officiate in the new Trust of re-emitting the Quota's, and would, as soon as possible, consult with the rest of the Trustees, and acquaint the House with their Resolution, both as to the accepting of the Trust, and the Consideration, they should expect.

A Bill, intituled, *An Act for laying a Duty on Negroes imported into this Province*, was brought in, and read the first Time, and ordered a second Reading.

The Petition of *Anthony Jacob Hinckle*, in Custody of the Serjeant at Arms, was presented to the House, and read, setting forth, that what he had done contrary to the Laws and Customs of this Province, was thro' Ignorance, expressing his Sorrow, and begging Pardon for his said Offence, and promising to be careful to avoid all such irregular Practices for the future: And, after some Consideration thereon,

Ordered, That *John Wright*, *Samuel Hollingsworth*, and *Christian Vanhorne*, wait upon the Governor, and acquaint him of the Purport of the said Petition, and that the House does return the said Offender back to the Governor, with a Request that the Governor will please to bring him under Security not to commit the like Offence for the future; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Members sent last Night to the Governor, report, that they delivered their Message, according to Order; and the Governor answered, he would take Care to bring him under a sufficient Obligation to observe the Laws of this Providence, and was willing to remit the Offence so far as it concerned him.

Ordered, That after the said Person had given Bond according thereto, he be discharged out of Custody, paying his Fees, taxed by the House at *Five Pounds*.

The House went upon the Debate of the Bill for re-emitting the Quota's, &c. and, after some Time spent, the House came to the several Resolves following, *viz.*

Resolved, That the Trustees of the Re-emitting Office deliver to the House a List of the Mortgages taken by them

yearly, which said Mortgages are to be Vouchers for their having annually lent out upon Loan, according to the Direction of this Act, the full Quota's paid in, according to the other two Act for emitting Paper Currency.

Resolved, That the said Trustees shall re-emit all principal Sums, paid in at such Times as the Quota's may come in, together with the other Quota's.

Resolved, That the Trustee or Trustees, who yearly receive the Quota's and Interest, sign the Indorsement on the Back of the Mortgage Deed.

Resolved, That not above *One Hundred Pounds*, and no less than *Twelve Pounds, Ten Shillings*, be lent to one Person upon Loan, within Months after the Quota's are received, and appointed to be lett out.

Resolved, That a Clause be added to the Bill, to prevent the Pardoning the Fines and corporal Punishments by this Act to be inflicted.

Ordered, That the further Consideration of the said Bill be referred till To-morrow; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Petition from *Conestogoe*, about vagrant and idle Persons resorting there, &c. was read the second Time.

The Petition of some Inhabitants of this Province about restraining of Ferries from carrying over Servants, and that all Travelers be obliged to carry Passes or Certificates, &c. was read the second Time, and considered.

Ordered, That the Laws relating to the better regulating of Servants, in this Province, be read;

Whereupon it is the Opinion of the House, that Provision is thereby already made, that may relieve the Petitioners in some Respect.

The Petition of some Inhabitants of this Province about continuing the Quantity of Paper Bills now remaining, and renewing torn and defaced Bills, was read the second Time.

Resolved, That the same is answered by the Bill now before the House.

The Bill, intituled, *An Act to encourage the Distilling of Spirits from Melasses, Corn and Fruit, in this Province*, was read the third Time; and a Debate arising thereon,

Ordered, That the same be deferred till To-morrow Morning.

The Bill, intituled, *An Act laying a Duty on Negroes imported into this Province*, was read the second Time; and a Debate arising thereon,

Ordered, That the same be deferred till To-morrow Morning; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The House proceeded to take into Consideration the Bill for encouraging Distilling in this Province, according to the Order of last Night:

Ordered, That the same be deferred to the next Meeting of this Assembly.

The House resumed the Consideration of the Act laying a Duty on *Negroes*, according to the Order of last Night:

Resolved, That *Charles Read* be appointed the Officer for collecting the said duty.

Ordered, That the said Bill be committed for a third Reading.

Then the House proceeded upon the Re-emitting Bill; and, after some Debate about the Persons to be appointed for Trustees,

Resolved, That only three Trustees be appointed to emit the Quota's, as by this present Bill directed.

Then a Motion was made, and Question put, that *Twenty Pounds per Annum*, a Piece, be allowed to three of the present Trustees, for emitting the Quota's, and other Service, directed by the Re-emitting Bill? *Carried in the Affirmative*.

Ordered, That the further Consideration of the said Bill be referred to the Afternoon.

The House resumed the Consideration of regulating *Negroes*.

Resolved, That where young *Negroes* are set free, or there be any Children of such, the Overseers of the Poor, with the Assistance of a Magistrate, have Power to put them out to Service for a certain Number of Years.

Resolved, That *Ten Pounds per Head* be laid as a Duty on Convict *Negroes*, from the *West-Indies*, or elsewhere.

Ordered, That *Francis Rawle*, *Evan Owen*, and *Anthony Morris*, be a Committee to draw up a Bill for Regulation of *Negroes*, according to the several Resolves of this House; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The House being informed, that *Anthony Jacob Hinckel*, in Custody of the Serjeant at Arms, who was discharged by Order of the House, paying his Fees, obstinately refuses to pay or secure the same.

Whereupon, after some Debate,

Resolved, That the said *Anthony Jacob Hinckel*, stand committed to the County Goal of *Philadelphia*, until he comply with the said Order of the House.

The House proceeded to take into Consideration the said Bill for emitting the Quota's.

Resolved, That certain Days be prefixed for the Exchanging of torn Bills, and that the same be the first *Fourth Day* of the Week called *Wednesday*, in each Month, besides other Times when the Office is open: And that they attend at the said Office the first *Third Day* of the Week called *Tuesday*, every other Month, for the Emitting the Quota's.

Resolved, That there be Provision made in the Re-emitting Bill for Emitting yearly the Quota's of the Quota's.

Jeremiah Langhorne, one of the Trustees of the Loan-Office, acquaints the House, that he had consulted *William Fishbourn*, and they are willing to accept of the Trust of re-emitting the Quota's for the Consideration proposed by the House.

Ordered, That the said Bill be committed to *John Wright* and *William Webb*, with the said Amendments, for a third Reading.

Ordered, That it be an Instruction to the said Committee, to take the several Resolves of this House as their Direction in the Amendments of the said Bill.

Then the House went upon the Consideration of the Time of Adjournment.

Resolved, The same be till the Fourteenth of the *Twelfth Month* next.

Ordered, That *Thomas Tress*, and *George Asheton*, acquaint the Governor thereof; and then the House adjourned till Eight a Clock To-morrow Morning.

The House met, &c.

The Members appointed on a Message to the Governor last Night, report, that they delivered the same according to Order; and the Governor said, he was very well satisfied with the Time of Adjournment; and was pleased to say, that the Importation of Salt, from *Europe*, would be of great Advantage to this Province, and therefore hoped the House would continue their Endeavours for obtaining that Liberty.

The House, upon a Motion made, entered upon a Debate about the better Regulation of Publick-houses;

Resolved, That the Power of granting Licences shall be invested in the Magistrates.

Ordered, That *Jeremiah Langhorne* prepare a Bill for the said Purpose, in order to lay before the House at their next Sitting.

Ordered, That *Francis Rawle*, and *Anthony Morris*, revise the Minutes; and then the House adjourned till the Fourteenth of the *Twelfth Month*.

THE House met pursuant to their Adjournment.

Ordered, That *John Kearsley*, and *Thomas Tress*, wait upon the Governor, and acquaint him, that a Quorum of the Representatives are met, according to Adjournment, and are ready to proceed upon the Business before the House; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Bill, intituled, *An Act for the better regulating of Negroes in this Province*, was brought in, according to Order, and read the first Time, and ordered a second Reading.

The Petition of some Distillers, setting forth, that having the Contents of a Bill (now before the House) to encourage Distilling communicated to them, they conceive themselves rather discouraged, and laid under great Hardships thereby, humbly begging Leave to propose some Amendments, &c. was presented to the House, read, and ordered to lie on the Table.

The Bill, intituled, *An Act for re-emitting and continuing the Currency*, &c. was brought in by the Committee to whom the same was committed, with the Amendments inserted according to Order; and the said Bill, with the Amendments, was read, and, after some Debate thereon, was referred for further Consideration till the Afternoon; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

And proceeded on the Bill for re-emitting and continuing Bills of Credit, &c. and, after Debates on several Amendments proposed therein, was referred for further Consideration till To-morrow Morning.

The Petition of a great many of the Inhabitants of this Province, setting forth, that the Selling of Liquors by Permits, hath filled the Town and Country with Tipling-Houses, who entertain Servants and *Negroes*, to the great Prejudice of their Masters, as well as others, humbly praying that the said Law be repealed, or Retailers brought under such Restrictions as may occasion better Order; was presented to the House, read, and ordered to lie on the Table.

The Petition of the Inn-holders and Tavern-keepers, setting forth the great Damage arising from selling or retailing of Liquors by Permits; praying that such Restrictions and Limitations be laid on those Retailers, as may effectually prevent the bad consequences daily arising therefrom, was

presented to the House, read, and ordered to lie on the Table; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Members appointed on a Message to the Governor the 14th Instant, report, that the Governor was not then come to Town, but that they waited upon him since, and delivered their Message, according to Order; and the Governor answered, that he had nothing at present to lay before the House.

The House proceeded on the Bill for re-emitting and continuing Bills of Credit, &c. and after Debates on sundry Paragraphs, and some Amendments agreed to be made,

Ordered, That the further Consideration thereof be referred to the Afternoon.

The Member appointed to draw up a Bill for the better regulating of Publick-houses, and investing the Power of granting Licences in the Magistrates, reports, that he had not done the same, not well understanding the Mind of the House in some material Points; whereupon it is

Ordered, That the Petitions about the Retailing of Liquors, by Permits, be severally read a second Time; which were accordingly read, and debated.

Ordered, That the further Consideration thereof be referred to another Time; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The House proceeded further on the Bill for re-emitting and continuing Bills of Credit, &c. and having gone through the several Paragraphs thereof, and agreed to divers Alterations,

Ordered, That the said Bill be re-committed to *Francis Rawle, Evan Owen, Anthony Morris, John Kearsley, Jeremiah Langhorne, John Wright, William Biles, and William Webb.*

The Petition of *Elizabeth Fox*, and her Children, desiring Leave to bring in a Bill for the Sale of a certain Messuage and Tenement (entailed on her said Children after her Decease) for the discharging of sundry Debts created for the Maintenance and bringing up her said Children, &c. was presented to the House, read, and ordered to lie on the Table.

The Bill, intituled, *An Act for the better regulating of Negroes in this Province*, was read a second Time, and a Debate arising thereon,

Ordered, That the same be referred to another Opportunity; and then the House adjourned till To-morrow at Three a Clock in the Afternoon.

The House met, &c.

The Distillers petition was read the second Time, and debated, and referred for further Consideration till To-morrow Morning.

The Committee to whom the Bill for re-emitting and continuing, &c. was re-committed, report, that they had made a considerable Progress therein; but the appointing only three of the former Trustees to act in the new Trust intended by this Act does so perplex the Bill, and they find it very difficult to make the same clear and intelligible in the Method it is now in;

Whereupon the House went upon the Consideration thereof; and, after the same was debated, a Motion was made, and Question put, that the four Trustees, appointed by the two Acts for emitting a Paper Currency, be continued to execute the Trust intended by the Act? *Carried in the Affirmative.*

Then the Question was put, that the fourth Trustee shall have *Twenty Pounds per Annum* added to his former Salary, as allowed to the other Trustees in the Bill now before the House? *Carried in the Affirmative.*

Upon a Motion made, a Debate arose in the House, whether the *Twenty Pounds per Annum* a Piece, added to the *Seventy Pounds per Annum* Salary settled by the *Thirty Thousand Pound* Act, should be continued to the Expiration of the said Act, or only for the six Years Re-emission intended by this Act; and the Question was put, that the same continue till the Expiration of the said *Thirty Thousand Pound* Act? *Carried in the Affirmative.*

Ordered, That the said Committee be continued to insert the said Amendments; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The House resumed the Consideration of the Petitions about the Retailers of Liquors by Permits; and, after some Debate thereon,

Resolved, That a Clause be added to the Bill, intituled, *An Act for the better regulating the Retailers of Liquors near the Iron-works, and elsewhere*, prohibiting those Persons (allowed to sell Beer and Cyder by the *Nine Shilling* Licenses) to sell or retail any Rum, Wine, Brandy, or distilled Liquors, upon any Account whatsoever.

And accordingly a Clause being drawn up, and read, a Motion was made, and Question put, that the same be added to the Bill, and passed into a Law therewith? *Carried in the Affirmative.*

The House resumed the Consideration of the Distillers Petition, according to the Order of Yesterday.

Ordered, That the Bill for encouraging of Distilling in this Province, &c. referred to this Sitting for further Consideration, by Order of the Twenty-first of the *Eleventh Month*, be now read; which was done accordingly.

And then the Amendments proposed by the Petitioners being read, and severally debated, some of them were agreed to, and ordered to be inserted in the Bill.

Ordered, That the further Consideration thereof be referred to the Afternoon; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Petition of some Inhabitants of the City of *Philadelphia*, who have taken Leases of Ground for a certain Term of Years upon very low Rates, and made large Improvements therein by Buildings, &c. praying they may be intituled to take up Money out of the Loan-Office, to answer their Exigencies; was presented to the House, read, and ordered to lie on the Table.

Then the House proceeded further to take into Consideration the Amendments proposed by the Distillers in their Petition according to the Order of this Morning.

Resolved, That all Rum imported into this Province, which, upon Examination, shall be found under Proof, pay a Duty of *Three-pence per Gallon*, unless the Importer or Owner do cause the same to be exalted to the stated Strength and Purity of Proof Spirits.

Then a Motion was made, and Question put, that the said Bill, with the Amendments, be passed into a Law? *Carried in the Affirmative*.

The Members for the City of *Philadelphia*, at the Request of the Mayor and Recorder, laid before the House a Bill, intituled, *An Act for the better Regulation of Appeals upon Taxes, to be laid on the Inhabitants of the City of Philadelphia, for the Service thereof*, which was read the first Time, and ordered a second Reading.

The Bill, intituled, *An Act laying a Duty on Negroes imported into this Province*, was read the third Time; and, after some Debate thereon, a Motion was made, and Question put, that the same pass into a Law? *Carried in the Affirmative*.

Ordered, To be transcribed; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Petition of *Elizabeth Fox* was read the second Time, and considered:

Resolved, The said Petition be rejected.

The Petition of divers Inhabitants of the City of *Philadelphia*, who have taken up Ground for a certain Term of Years upon Rent, and largely improved the same by Buildings, praying, &c. was read the second Time, and debated :

Resolved, That the said Petition be rejected, inasmuch as their Estates not being a Fee Simple, therefore, in the Opinion of the House, not a proper Security to support the Credit of the Paper Currency.

The Bill, intituled, *An Act for the better Regulation of Appeals upon Taxes to be laid upon the Inhabitants of the City*, &c. was read the second Time, and debated.

Resolved, That the said Bill be laid aside.

Ordered, That a Settlement to the Act for raising Money on the Inhabitants of the City of Philadelphia, for the Publick Use and Benefit thereof, be drawn up for that Purpose.

Resolved, That the Appeal be before Commissioners, to be appointed by this Act, in the same Manner and Form as the County Levy Act directs.

Ordered, That *Evan Owen*, and *Anthony Morris*, be a Committee to draw up the said Bill ; and then the House adjourned till the Twenty-first Instant, at Three a Clock in the Afternoon.

The House met, &c. and adjourned till Nine a Clock Tomorrow Morning.

The House met, &c.

A Copy of extravagant Fees, taken in the Court of Admiralty, was laid before the House; and, after some Debate thereon,

Ordered, That *Job Goodson* and *Thomas Tress*, compare the same with the Fees formerly taxed by the said Court in this Province, and also with the fees settled or usually paid in the neighbouring Colonies, and that they make Report to this House.

The House proceeded to take into Consideration the Bill for better regulating of *Negroes*, according to the Order of the sixteenth Instant; and, after a Debate on the same,

Resolved, That executed *Negroes* be paid for out of the Duties, Fines and Forfeitures, arising from the Act laying a Duty on *Negroes*, &c. and an Act for better regulating *Negroes*, and no otherwise.

Ordered, That the farther Consideration of the said Bill be referred to the Afternoon; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Committee (to whom the Bill for re-emitting and continuing the Currency of such Bills of Credit, &c. was committed) delivered in at the Table the said Bill, which was read, with the Amendments.

Then a Debate arising upon that Paragraph which appoints the Trustees to lett out upon Loan all the Quota's or Parts of principal Sums, which were appointed to be sunk and destroyed by the two other Acts for emitting Bills of Credit.

Ordered, That *Jeremiah Langhorne* take the said Bill, and advise with the other Trustees, whether that Paragraph does, to their Satisfaction, discharge them, and their Securities, from any Penalty or Forfeiture that might accrue for not sinking or destroying the said Bills of Credit, according to the Direction of the said two Acts.

Then the House resumed the Consideration of the Bill for better regulating of *Negroes*, according to the Order of this Morning; and, after Debate thereon, and some Amendments made, a Motion was made, and Question put, that the said Bill be committed, with the said Amendments, for a third Reading? *Carried in the Affirmative*. And then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

Ordered, That *William Webb*, and *George Asheton*, carry the three Bills (whose Titles following) to the Governor, for his Concurrence *viz.* A Bill, intituled, *An Act for better regulating the Retailers of Liquors near the Ironworks, and elsewhere; an Act for the better enabling Bernard Vanleer, &c. to trade and hold Lands in this Province; and an Act laying a Duty on Negroes imported into this Province:* Who being returned, report, they delivered the said Bills according to Order; and the Governor was pleased to say, he would call his Council, and dispatch them as soon as possible; and desires that what other Bills are before the House may be sent up.

The Bill, intituled, *An Act for the better regulating Negroes in this Province*, was read the third Time, and some Alterations made.

Then a Motion was made, and Question put, that the same pass into a Law? *Carried in the Affirmative*.

Ordered, To be transcribed.

Jeremiah Langhorne delivered in at the Table the Bill for re-emitting and continuing, &c. with some Amendments proposed by the Trustees:

Ordered, That the Consideration thereof be in the Afternoon; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The House went upon the Amendments proposed to the Re-emitting Bill, and agreed to the same.

Then a Motion was made, that an Addition of *Five Thousand Pounds*, in new Bills, be struck, for exchanging of those that are torn and defaced, more than is already mentioned in the Re-emitting Bill; and the Question was put, and *carried in the Affirmative*.

Resolved, That the same *Five Thousand Pounds* do consist of Ten Thousand *Five Shilling* Bills, and Five Thousand *Ten Shilling* Bills; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Committee appointed to negotiate the Affair about the Importation of Salt from *Europe*, report, that they had made some Progress therein.

Ordered, That they draw up a Representation to lay before the Commissioners of the Customs, and to be sent Home along with the Representation drawn up by *John Moore, Esq;* Collector of his Majesty's Customs.

Resolved, That an Order be issued, under the Speaker's Hand, on the Provincial Treasurer, for the Sum of *Ten Pounds*, payable to *John Moore, Esq;* for his Care and Diligence in this Affair.

Then the House proceeded on the Bill for re-emitting and continuing the Currency, &c. and coming to that Paragraph which appoints Signers, and the Reward for Signing Bills of Credit, a Motion was made, and Question put, that each Signer of Bills of Credit have *Three Thousand Pounds* allowed and paid him for each *Thousand Pounds* Value he signs? *Carried in the Affirmative*.

Then a Motion was made, and Question put, that only three Signers be mentioned and appointed in this Bill? *Carried in the Affirmative*.

Ordered, That the further Consideration be referred to the Afternoon; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Bill for the better regulating of Negroes, in this Province, being transcribed,

Ordered, That *George Asheton*, and *William Paschall*, carry the same to the Governor, and desire his Concurrence thereto: Who return, and report, that they delivered the Bill, according to Order.

Then the House proceeded on the Bill for re-emitting, &c. and a Motion was made, and Question put, that *Evan Owen* be appointed one of the Signers of the said Bill? *Carried in the Affirmative*.

Then the Question was put, that *John Wright* be another? *carried in the Affirmative*, N. C. D.

Then the Question was put, that *William Biles* be another? *Carried in the Affirmative*, N. C. D.

Then, having gone through each Paragraph, a Motion was made, and Question put, that the said Bill pass into a Law? *Carried in the Affirmative*.

Ordered, That the same be transcribed; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

A Message from the Governor, by a Member of this House, desires that the Qualifications of those *Palatines* mentioned in the Bill before him, be sent up to the Council-board, in order that he may proceed on the said Bill.

The Bill, intituled, *An Act for re-emitting and continuing the Currency of such Bills of Credit*, &c. being transcribed.

Ordered, That *John Wright*, and *Joseph Fell*, carry the same to the Governor for his Concurrence; and also deliver the Qualifications, according to the Request of the Governor, and desire to know whether any of the other Bills are ready to be sent down: Who return, and report, they delivered the Bill, and Qualifications, with their Message, according to Order; and the Governor answered, he would be as expeditious as possible.

The motion about revising the Laws, was revived again, and sundry Debates were had thereupon; then, upon the Request of the House, the Speaker promised to proceed upon that Service.

The Petition of sundry Merchants of the City of *Philadelphia*, shews, that they are informed there is a Bill before the House for encouraging Distilling; and setting forth the great Abuse and Discouragement the Trade and Traders of this Province have already, and are likely to meet with from such an Undertaking; and that those Spirits are exceedingly distasteful to the People, and very pernicious to their Constitutions, besides the intolerable Frauds on the same, of large Sediments, with Mixtures of Dirt and Filth, to the apparent

Loss of the Purchasers, besides the Reproach they lie under of Cheats, and not fit to commerce with Men: all which, and much more, they offer to prove by Evidences now here, lately come from the Place where the same Spirits were sold, humbly praying the said Bill may not pass; was presented to the House, and read.

Ordered, That the said Petition be laid aside, inasmuch as the Bill as already passed the House.

The Petition of *Joseph Antrobus*, setting forth, that he has been arrested, held to large Bail, embarrassed and menaced by *John Leech*, for selling at Outcry: The said *Leech* pretending a Commission from his Excellency, and thereby debars him from publick Sales, which he is informed, by his Council in Law, is the Right of every Free-born Subject of *England*, &c. prays the Opinion of the House, in Hopes his Excellency will concur therewith; was presented to the House, read, and ordered to lie on the Table; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Bill, intituled, *An Act for encouraging Distilling*, &c. being transcribed,

Ordered, That *Francis Rawle*, and *John Wright*, carry the same to the Governor, for his Concurrence: Who being returned, report, that they delivered the Bill, according to Order; and that the Governor sent down the Bill, laying a Duty on *Negroes*, with his Approbation thereof; and the Bill for the better enabling *Bernard Vanleer*, &c. with one Amendment, which the House agrees to.

Ordered, That the said two Bills be ingrossed.

And also the Governor returned the Bill for re-emitting and continuing, &c. with sundry Amendments proposed:

Ordered, That the Consideration of those Amendments be deferred till To-morrow Morning.

An Account was exhibited to the House, intituled, *Province of Pennsylvania Dr. to David Lloyd, Esq; Chief Judge of the Supream Court of Pennsylvania*, amounting to sum of *Eighty-four Pounds, Sixteen Shillings, and Eight-pence*.

An Account Ditto, intituled, *Ditto Dr. to William Trent, Esq; late one of the Judges of the Supream Court, of said Province*, amounting to the Sum of *Thirty-six Pounds, Three Shillings, and Four-pence*.

An Account Ditto, intituled, *Ditto Dr. to Jasper Yeats, Esq; late one of the Judges of the Supream Court of the said Province*, amounting to *Thirteen Pounds, Ten Shillings*.

Which Accounts were severally read; and, after some Consideration and Debates thereon, a Motion was made, and Question put, that the said Accounts be allowed? *Carried in the Affirmative.*

Resolved, That Orders be issued upon the Provincial Treasurer for the respective Sums abovesaid, payable to the Persons above-mentioned.

The Petition of *Joseph Antrobus* was read the second Time, and debated.

Resolved, That the Petitioner be referred to the common Law (where he says the Matter is depending) for Remedy, the Legislature not interfering where Remedy may be otherwise had.

Then the House entered upon the Consideration of the Governor's Support for the remaining Part of the current Year; and, after Debate thereon, a Motion was made, and the Question was put, that *Six Hundred Pounds* be allowed and paid to the Governor, for the remaining Part of his Support this current Year? *Carried in the Affirmative.* And then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

And proceeded to consider of the Amendments proposed by the Governor in Council to the Money Bill; and after Debate thereon,

Ordered, That the same be further considered the next Meeting; and then the House adjourned till the first Day of the *First Month* called *March* next.

The House met, &c. and adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Governor's Secretary brought back the three Bills following, *viz.*

The Bill, intituled, *An Act to encourage the Distilling of Spirits from Melasses, Corn and Fruit, in this Province*, with two Petitions, which were presented to that Board; as likewise the Governor's Reasons in Council against the Passing such a Bill.

An Act for the better regulating the Retailers of Liquors near the Iron-works, and elsewhere, with the Governor's Reasons in Council against the said Bill's passing. And

An Act for the better regulating of *Negroes* in this Province, with sundry Amendments, proposed by the Governor in Council.

Then the House proceeded to consider of the Amendments offered by the Governor to the Bill for re-emitting, &c. and having debated the first, and agreed thereto, proceeded to consider of that Clause (nominating the Clerk of the Loan-Office) proposed to be added to the Bill; and, after Debate thereon, a Motion was made, and Question put, that the Clerk of the General Loan-Office, for the Time being, shall have and receive the Fees allowed him by the said *Thirty Thousand Pound Act*? *Carried in the Affirmative*. And then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Governor sent to the House, by a Member, two written Messages, which were read and considered.

Then the House took into Consideration what the Governor had mentioned therein relating to the Clerk of the Loan-Office's being nominated by the House; and, after a long Debate thereon, a Motion was made, and Question put, that the Clerk of the Loan-Office be nominated by the House, and mentioned in the Bill? *Carried in the Affirmative*.

Then the Question was put, that *Charles Brockden* be the Person? *Carried in the Affirmative*.

Ordered, That a Clause be drawn up for that Purpose against To-morrow Morning.

William Biles, voted to be Signer of the Bills of Credit, desires to resign the same to *Thomas Tress*; which being debated, a Motion was made, and Question put, that *Thomas Tress* be nominated in the Bill, *Signer*, in the Room of *William Biles*? *Carried in the Affirmative*.

And then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Petition of *Joseph Brown*, was presented to the House, and read, which acquaints the House, that he was informed a Petition was laid before the Governor, setting forth, that *W. Attwood*, having bought three Hogshead of Spirits of his Manufacture, sent the same to *Maryland*, which, upon Sale there, was found unmerchantable, thick or foul, and mixed with Lime, to the great Injury of him, and with a Design to prevent the Passing a Bill lying before his Excellency for encouraging the Distilling, &c. setting forth the Impossibility of such Mixtures, and that if any Foulness was found therein, it must have been done after he delivered the same; and humbly prays that a fit Person be sent forthwith to search and try all the Spirits in his Still-house, which he is ready

to despose upon Oath are of the same Condition as the said three Hogsheads and refers himself to *Benjamin Morgan*, who then gauged and examined the same.

Then the Governor's Reasons against the Passing of such a Bill were read, and also the Petitions sent down from the Governor with the said Bill; and, the same being debated.

Resolved, That the said Bill be laid aside, till the next Sitting of this Assembly, for further Consideration.

Then a Motion was made, and Question put, that an Address be drawn up, and sent to the Governor, requesting him to take the same again under his Consideration? *Carried in the Affirmative*.

Ordered, That *John Kearsley*, and *John Wright*, be appointed to draw up the same.

The Clause for appointing a Clerk being drawn up, according to last Night's Order, was delivered in at the Table. and read; and some Alterations being made, the Question was put, that the same be added to the Bill? *Carried in the Affirmative*.

The Bill, intituled, *A Supplementary Act to the Act for raising Money on the Inhabitants of the City of Philadelphia, for the Publick Use and Benefit thereof*, was brought in according to Order; and read the first Time, and ordered a second Reading; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

Then the House proceeded to take into Consideration the Governor's Amendments, in Council, to the Bill for regulating *Negroes* in this Province; and being severally read, and debated, were settled, and the Bill altered accordingly.

Then the House took into Consideration the Reasons offered by the Governor, in Council, against the Bill for the Better regulating the Retailers of Liquors near the Iron-works, and elsewhere; and, after some Debate thereon.

Resolved, That the same be returned again to the Governor for his Concurrence.

Ordered, That *Francis Rawle*, *Edward Farmar*, *William Biles*, and *John Wright*, carry up the same; and that they likewise carry the Bill for the better regulating of *Negroes*, and the Bill for re-emitting and continuing the Currency of such Bills, &c. and desire the Governor's Concurrence to them as now amended: Who return, and report, that they delivered the Bills according to Order; and the Governor agrees to the last mentioned Bills, and will further consider the former, and offer his Amendments thereto To-morrow Morning.

Ordered, That the said two Bills be ingrossed; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

A Message from the Governor, by his Secretary, desires the Attendance of the Speaker, and whole House, immediately, at his own House. And accordingly the Speaker, and the House, went to wait upon the Governor; and being returned, the Speaker assumed the Chair, and reported, That the Governor had returned the Bill for the better regulating the Retailers of Liquors near the Iron-works, and elsewhere, with some Amendments proposed; and was pleased to make a Speech to this House, a Copy of which the Speaker delivered in at the Table, which was read, and is as followeth, *viz.*

Gentlemen of the ASSEMBLY,

"THE Publick Business, notwithstanding many Obstructions, having, at last, by your Care and Discretion, been brought to a happy Issue for this Season, I could not part with you before I have expressed my grateful Thanks for, and my great Satisfaction with, your prudent Management.

My Duty to the King, the Proprietary, and the Country, were, I do assure you, the only Motives that forced me to appear in a publick Defence of our Constitution, against those who thought fit to publish and maintain, that altho' there was no legal Pretence for a Legislative Council in the present Frame of Government, yet the Legislative Authority might be restrained and bound up from passing such Bills into Laws as were approved by the Governor and Assembly, by the force of certain private Instructions from the Proprietary's Family, which, both from Law and Reason, have been fully demonstrated to be inconsistent and void; so that if the Author and Publisher thinks, that what he has lately advanced in a private Letter to a Member of this House, *viz.* That the Governor has proved, beyond the Possibility of a Contradiction, that he is liable to be removed by his Principal for refusing to obey the said private Instructions, which have appeared to be so inconsistent with Law and Reason, can be of any Service to his Argument, or to his Master's I say much Good may it do him; for I firmly hope, that my Behaviour in my Duty, both to the King, and the Proprietary, will always be agreeable unto, and regulated by, the known Laws of the Land; and that these may hereafter, as well as now, be fully and clearly understood in so material a Point, I cannot but recommend this Paper, which is now in my Hands, to be deposited with you amongst the Records of Assembly, unto which I

think it has a just Title; not only as it is addressed unto the House, and composed by an eminent Gentlemen of the Law, who at this Time fills the Chair, but also because it contains excellent Matter, and such strong Reasoning, in many Parts of it, as will be instructive and useful to Posterity.

That the Gentleman, who not only advised these private Instructions in *England*, but afterwards first published them in Print here, and openly appeared as an Author in Defence of them, made the first Attack upon me, as well as the Chief Justice, in this Cause, is evident to every honest impartial Man, who will but compare the Dates of the several Papers that have been published on this Subject, wherein we profess ourselves all along to be no other than Defendants most impossibly provoked, and necessarily called upon, to do what we have done.

Nevertheless, since what was truly necessary and wanting in order to guard against any future Infringement of the Rights and Liberties of the People here, is from the Pains that have been taken by the Chief Justice, and myself, I think sufficiently supplied; I take this Opportunity in Publick to declare, that I am in perfect Charity with all Men, and I do, on the Faith of a Christian, sincerely forgive those who possibly may have, at any Time, been suspected to intend me, or my Family, personal Injuries; and, in Consequence hereof, I do assure you, Gentlemen, that I ever was, and am, at this Time, heartily disposed to promote Peace, and universally to encourage brotherly Love and true Friendship amongst the People of this Province; so I will from this Day drop all Kind of Auguments on my own Part except what shall from Time to Time evidently appear to be necessary to support and defend the King's royal Prerogative, the Proprietary's just Rights, and the Liberties of the People; and every Man who will but contentedly sit down, and believe these three Things, in the present Constitution of this Province to be perfectly consistent with each other, shall at all Times, and on all Occasions, be most heartily welcome to me, and to every good Office, that I am able to do for him.

Gentlemen, if there be any Thing yet remaining that perhaps may have escaped my Thoughts, which can be proposed by Men of Honour, Sobriety and Discretion, amongst us, for composing the Animosities, and reconciling the unhappy Differences that have lately appeared between a very few Persons who formerly lived in Friendship together, I shall not only be ready to comply with, but even esteem and thank

those, who, with Integrity, shall endeavour to promote so good a Work."

And the Speaker farther reported, that the Governor delivered him a Paper, intituled, *A farther Vindication of the Right and Privileges of the People of this Province, of Pennsylvania*, humbly offered to the Consideration of the House of Representatives, met in General Assembly, this fourth Day of the Month called *March*, 1725-26; which the Speaker likewise delivered in at the Table.

Ordered, That the Reading thereof be referred to the Afternoon.

Then the House went upon the Amendments proposed by the Governor to the Bill for the better regulating the Retailers, &c. and agrees to them.

Ordered, To be inserted in the Bill accordingly.

Ordered, That the said Bill be ingrossed; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

John Swift reported, that the Governor would send two Members of Council, this Afternoon, to examine the ingrossed Bills: And accordingly *Robert Asheton*, and *William Fishbourn*, Esquires, Members of Council, attended.

Ordered, That *Thomas Tress* and *William Webb*, be a Committee to join the said Members of Council for that Service.

The Address to the Governor concerning the Distillers Bill was brought in by the Members appointed, and read, and agreed to be transcribed, and signed by the Speaker, and sent to the Governor, and is as followeth, *viz.*

To Sir WILLIAM KEITH, Baronet, Lieutenant Governor of the Province of *Pennsylvania*, &c.

May it please the GOVERNOR,

AS the Promoting of Manufacturers is, in all politick Nations, esteemed necessary for preserving as well as increasing the Riches; and enlarging the Trade of a Country; so from the same Views (being moved by Petition) this House assented to a Bill to encourage the Manufacturing of Spirits from Melasses, &c. in our own Province; but finding the Governor not inclined, at present, to assent thereto, because of Objections offered against it by some Petitions, which Objections being such as may possibly be obviated hereafter by proper Provisions in a Law; and the ill Character (which the Objecting Petitioners have given) to our Manufacture may, by some

prudent Means, be stopt; we therefore desire the Governor would be pleased to resume the Consideration thereof at our next Meeting.

March 5, 1725-26.

Signed by Order of the House,
DAVID LLOYD, Speaker.

The further Vindication of the Rights and Privileges of the People of this Province, &c. was read; and, after Debate thereon, a Motion was made, and Question put, that the same be returned to the Governor, to the End it may be ready to defend the Constitution upon another Attack? *Carried in the Affirmative.*

An Application from *James Logan*, directed to the House of Representatives, was introduced by a Member, which was read, and is as follows.

To the Honourable House of REPRESENTATIVES for the
Province of *Pennsylvania*,

JAMES LOGAN, Secretary and Agent to the Honourable the
Proprietary's Family,

Humbly sheweth,

THAT having, to my great Surprise, discovered since the Meeting of this present Assembly, that Numbers of the good People of this Province had very much misapprehended what I had advanced concerning the Council of the same: For removing these Mistakes, I found it necessary, in Part of a Paper (drawn for that Purpose, and delivered to some Members) to declare myself as follows, viz.

"James Logan never alledged that the Council of this Province, under the present Constitution, is a Part of its Legislative Authority; or that, as a Council, they are otherwise concerned in it than in Conjunction with the Governor at the Board, or in Committees or Conferences, by his Appointment and Direction; or that an Act, passed by the Governor and Assembly, without the Council, is not of as much Force as if it had their Concurrence and Approbation: But even David Lloyd himself has fully acknowledged their Part in it, in these Words of his Print, viz. That he never knew any so senseless as to say, that the Governor is concluded (by Law or Charter) of having a Council to advise and assist in Legislation; beyond which, no Man ever asserted they have a Right in this Province.

And whether the Proprietary can lay his Deputy under Restrictions, is now rendered fully intelligible to every Capacity by the Governor himself, in reducing the Case to this narrow

Point, viz. That the greatest of Deputies can break their Instructions; and that they are liable to be removed for it; beyond which, the Matter will not bear a further Argument.

All other Attempts, therefore, to labour these Points, can tend only to continue dishonourable Disputes in the Government and to engage the whole Country in Quarrels, that can no otherwise affect it than by involving it in the Reproach, and heaping Provocations on the Proprietary's Family."

Now this Declaration, may it please the House, will, I hope, be found so full and satisfactory, that the Subject cannot reasonably admit of any further Discussion. I am nevertheless informed, that the same Points are still laboured, and vast Pains are taken, not only to continue the Debate, but further to misrepresent me to the People: I therefore humbly request this honourable House, that if they shall think fit to admit any Writing of that Kind upon their Minutes, and shall order or suffer its Publication, they would be pleased also to cause this to be subjoined to the same: And if by the Authority of the House such Writings are brought to publick View, that I may by the same Authority be allowed, without Offence, to proceed in my own Vindication. The House's Favour in which, shall ever be duly acknowledged,

By their faithful Friend, and Servant,

Philadelphia, March 4, 1725-26.

JAMES LOGAN.

Ordered, To be laid aside; and then the House adjourned till Eight a Clock To-morrow Morning.

The House met, &c.

Ordered, That Francis Rawle, Thomas Tress, William Biles, and William Webb, carry the ingrossed Bills to the Governor and desire to know when the House shall attend, in order to have them passed into Laws; and that they likewise return the Paper, intituled, A farther Vindication, &c. and acquaint the Governor, that this House is of Opinion, that all those Matters are at present quiet; but if there should be any further Attacks made upon the Constitution, he would be pleased to make Use of the said Paper in Defence thereof; and also, that they return the Distillers Bill, with the Address, and the Petitions, which were sent down from that Board; and that the House incline to adjourn till the First of August next: But if the Affair about the Indians should require their coming together sooner, they desire the Governor would please to call them; and that the House returns their hearty Thanks for his Speech; but having concluded to adjourn this Evening, have not Time to draw up a suitable Address in

Answer thereto: Who return, and report, that they delivered the Bills, and their Message, according to Order; and that the Governor would be ready about Twelve a Clock to receive the House, in order to pass the Laws; and would send a written Message to the House in about Half an Hour; and was satisfied with the proposed Time of Adjournment; and that if any Dissatisfaction should appear in the *Indians*, he would take Care to satisfy them, or call the Assembly, if Necessity required.

The Governor, by his Secretary, sent a Written Message to the House, which was read, and is as followeth, *viz.*

Mr. Speaker, and Gentlemen of the Assembly,

"THE Magistracy of the respective Counties of this Province having frequently applied unto me to supply the Office of Attorney-General with a fit Person to execute that necessary and useful Trust; and finding it difficult to persuade any ingenious Practitioner of the Law to accept of the said Office, unless the Assembly will please to vote the usual Salary for his Encouragement and Support, I thought proper to acquaint the House, that I would very willingly make Choice of *Joseph Growdon*, junior, as a young Gentleman whose Birth and Education in this Province, added to his Father's former good Services, and his own very sufficient Qualifications, will, I hope, recommend him as much to your Favour, as they have to every good Office that is in my Power to do for his Encouragement."

WILLIAM KEITH.

Then, after Debate thereon, the House, considering the Necessity of such an Officer, and approving of the Person recommended by the Governor, a Motion was made, and Question put, that the said Person be allowed *Fifty Pounds per Annum*, for that Service? *Carried in the Affirmative.*

The Committee appointed to audit and settle the Publick Accounts, and sink the Bills of Credit, &c. is continued to compleat that Service.

The Committee appointed to draw up a Representation to lay before the Commissioners of the Customs, report, that they had made some Progress therein, and desire more Time to compleat the same.

Ordered, That the said Committee be continued, and when they have compleated the said Representation for obtaining the Liberty of importing *European* Salt, the Speaker sign the same, in order to be sent Home by the first Opportunity.

A Message from the Governor, by his Secretary, desires the Attendance of the Speaker, and the whole House, at his own House, immediately, in order to pass the Laws: Who accordingly went to wait upon the Governor; and being returned, the Speaker resumed the Chair, and reported, that the Governor had passed into Laws the five Bills, whose Titles follow, *viz.*

An Act for the re-emitting and continuing the Currency of such Bills of Credit of this Province as by former Acts are directed to be sunk and destroy'd, and for the striking and making current Ten Thousand Pounds, in new Bills, to supply those that are torn and defaced.

An Act for laying a duty on Negroes imported into this Province.

An Act for the better enabling of Bernard Vanleer, Arent Hassert, Michael Smiths, William Seliger, Arnolt Bamberger, William Hillgart, and Ulrick Hageman, to trade and hold Lands in this Province.

An Act for the better regulating of Negroes in this Province.

An Act for the better regulating the Retailers of Liquors near the Iron-works, and elsewhere.

And the Speaker further reported, that the Governor, in Answer to the Address, said, "That he had appointed four of the Council to prepare a Bill for encouraging Distilling, in order to lay before the Assembly, at their next Meeting:" And that *Evan Owen*, and *Thomas Tress*, were ordered to go to the Rolls Office, to see the Great-Seal of the Province affixed to the Laws; Who return, and report, they saw the same done accordingly.

Ordered, That the Speaker issue an Order, under his Hand, on the Provincial Treasurer, for *Six Hundred Pounds*, payable to Sir *William Keith*, for the remaining Part of his Support, this current Year; which was done accordingly; and then the House adjourned till Two a Clock this Afternoon.

The House met, &c.

Resolved, That an Order be issued under the Speaker's Hand for the Sum of *Ninety Pounds*, payable to *Francis Rawle*, *John Kearsley*, and *Thomas Tress*, to defray the Charge of negotiating the Affair about Importation of *European Salt*; which was done accordingly.

Then the House proceeded to take into Consideration the sundry Accounts following, and being severally read, and debated,

Resolved, That the Speaker issue Orders under his Hand for the several Sums following, to the respective Persons, hereafter named, *viz.*

To <i>David Lloyd</i> , Esq; his Salary as Chief Judge of the Province,	}	£ 100 0 0
To Ditto, for former Services, as Chief Judge,		
To <i>Jasper Yeats</i> , Esq; his Executors, formerly one of the Judges of the said Province,	}	84 16 8
To <i>William Trent</i> , Esq; his Executors, formerly one of the said Judges,		
	}	13 10 0
	}	36 3 4
Carried, over,		£ 234 10 0
Brought over,		£ 234 10 0
To <i>Richard Hill</i> , Esq; his Salary as one of the Provincial Judges,	}	25 0 0
To <i>Robert Asheton</i> , Esq; for Ditto,		
To <i>John Moore</i> , for his negotiating the Affair about importing <i>European Salt</i> ,	}	10 0 0
To <i>Patrick Baird</i> , to compleat his last Year's Salary,		
To <i>Richard Tomlinson</i> , immediate Service of the House,	}	£ 5 0 0
To <i>Rebecca Cook</i> , Sundries for the House's Use,	}	1 6 9
To <i>Samuel Carpenter</i> , the Half of his Salary, as Seacher of Flour,		
To <i>John Eyers</i> , Sundries for the Use of the House,	}	2 6 0
To <i>John Ramsay</i> , Door-keeper to the Council,		
To <i>Thomas Leech</i> , for immediate Service of the House,	}	8 10 9
To the Governor,	}	1 4 0
To the Committee, for negotiating Salt,		
		20 12 6
		600 0 0
		90 0 0

Total Draught on the Provincial Treasurer, £1038 10 0

A written Message from *Samuel Preston*, Provincial Treasurer, was delivered to the House, requesting. That he may have an Order upon the Loan-Office, to enable him to answer the several Orders issued this Sessions.

Resolved, That the Speaker issue an Order, under his Hand, upon the Trustees of the General Loan-Office, for the Payment of the Interest to the Provincial Treasurer, which is, or shall become due to the Province, from the two Acts for emitting a Paper Currency, not exceeding *One Thousand Five Hundred Pounds*; which was done accordingly.

Ordered, That *Evan Owen*, *Anthony Morris* and *John Kearsley*, revise the Minutes; and that they likewise take Care to

get the Laws (passed this Sessions) printed; and then the House adjourned till the first Day of the *Sixth Month*.

THE Governor having been pleased to issue his Summons, to convene the Assembly this Day, the House met accordingly, and the Speaker assumed the Chair, and the Members being called, a Quorum appeared.

Ordered, That *Evan Owen*, and *Edward Farmar*, wait upon the Governor, and acquaint him that the House is met pursuant to his Summons, and desire to know his Pleasure; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Members appointed last Night on a Message to the Governor, report, that they delivered their Message, according to Order; and the Governor answered, that he had something to lay before the House, and would send for them to the Court-house about Ten a Clock this Day.

A Message from the Governor, by his Secretary, desires the Attendance of the Speaker, and the whole House, immediately, at the Court-house: Accordingly the Speaker, and House, went to wait upon the Governor; and being returned, the Speaker resumed the Chair, and reported, That the Governor had made a Speech to this House, a Copy of which the Speaker delivered in at the Table, which was read, and is as follows.

Mr. Speaker, and Gentlemen of the ASSEMBLY,

"I HEREWITH lay before you an Abstract of the Contents of four Letters, which I lately received from my Correspondents, at *London*, so far as they relate to the Publick Business of this Province; and in the present Situation of Affairs, I think it will best become me to submit this Subject unto your own prudent Deliberations, without any Commentary whatsoever.

It is, this very Day, nine Years compleat since I arrived at *Philadelphia*, and took upon me the Government of this Province, by Virtue of such legal Powers as were satisfactory to all Parties concerned, and, by the Blessing of God upon my honest Endeavours, it is universally known, that the Province of *Pennsylvania*, has, during my Time, enjoy'd Tranquillity at Home, acquired Reputation Abroad, and is now in a more flourishing Condition than ever it was at any Time before.

The King's Majesty's royal and most just Authority here over his Subjects, has indeed been asserted and maintained on all Occasions; but at the same time the Peoples Liberties and Privileges have also been inviolably preserved, and the Proprietary's just Rights supported.

It is well known to many of the present Members of your House, in what a miserable lame Condition the executive Powers of Government were in at my Arrival, and how diligently I have all along supported the Authority of the Magistracy, with repeated and distinguishing Marks of Favour to the People called *Quakers*.

You cannot therefore but be of Opinion, that to charge me with being an Enemy to that People, is a monstrous Composition of Falsehood, and black Ingratitude, Nay, I do aver it, to be a Duty incumbent upon you, to justify the Body of that People here from being suspected to have any Share in abetting such a calumnious Forgery against their constant Friend, Benefactor and Governor.

Gentlemen, the Integrity and good Harmony that has ever subsisted between me and the Assemblies of this Province, urged me to think it a Part of my Duty, as well as a Piece of good Manners, to call you together on this Occasion, to thank you, as I do most heartily, for the many Favours and generous Benefactions which I have, from Time to Time, received at the Hands of the good People of *Pennsylvania*; and if there be any Thing wanting, which is yet in my Power to do for the further Service of this People and Country, I have now the Pleasure to assure you, that you shall command all the Faculties which belong to a most grateful and willing Heart in your Service; and as long as the Remembrance of Things which have been publicly transacted during my Administration here, can be faithfully preserved, I doubt not but the example will be both useful and acceptable hereafter unto those amongst us, who truly hate Oppression, and love the Thing that is just."

And the Speaker further reported, that the Governor also delivered him a Paper, intituled, *An Abstract of four missive Letters lately sent to Sir William Keith, from his Agents and Correspondents in London, relating to the present State of the Government of the Province of Pennsylvania, &c.* which was likewise delivered in at the Table, and read.

Ordered, That the Governor's Speech, and the said Abstract of Letters, be read and considered in the Afternoon; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Governor's Speech, and said Abstract, were severally read, according to the Order of this Morning; and, after a long Debate thereon,

Ordered, That the further Consideration thereof be referred till To-morrow.

The Petition of many Inhabitants of the City and County of *Philadelphia*, setting forth, that the People in general cannot but have sensibly felt the happy Effect of the Governor's Administration; and that his Removal is owing partly to his having steadily asserted the Rights and Privileges of the People, and partly to Misrepresentations of his Conduct to the Honourable Proprietary's Family; humbly praying, that this honourable House will give some sensible Mark of their Esteem, which will prove an Encouragement to succeeding Governors of this Province, always to have at Heart and maintain the Interest and Welcome of the People; was presented to the House, read, and ordered to lie on the Table.

The *Indians* (who claim Right to certain Lands upon *Brandy-wine* Creek) came to wait upon the House, and by a Member of this House, sent in a Paper they received from *James Logan*; and likewise a Message that they were not satisfied therewith, and therefore made further Application to this House for Redress; which Paper being read, the House entered into a Debate thereon, and, after some Time, referred the further Consideration thereof till To-morrow; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Petition of sundry Inhabitants of *Chester* County, expressing their grateful Acknowledgments of the many Benefits they have received from the Governor's Administration, humbly praying this honourable House will be pleased to give Sir *William Keith* such sensible Marks of Esteem, as may effectually prevent the least Imputation of Ingratitude; was presented to the House, read, and ordered to lie on the Table.

The House proceeded further on the Consideration of the Affair relating to the *Indians*.

Ordered, That *Evan Owen* go to the Commissioners of Property, and desire some of them to attend, in order to inform the House what Progress hath been made with *Nathaniel Newlin* towards an Accommodation: Who returned, and reported, that he spoke with *James Logan*, one of the Commissioners of Property, according to Order, and that he was ready to attend the House in order to acquaint them what had been done in that Affair; who being called in, produced an *Indian Deed*, dated 1685, signed by thirteen *Indian Kings*, which conveys all the Lands from *Duck-Creek* to *Upland-Creek*, alias *Chester*, and as far back as a Man could ride on Horse-back in two Days; and says, he find no Footsteps of any Re-conveyance neither in the Land-Office nor upon Record; but that in 1705, the *Indians* laid Claim to all the

Land from the Mouth of *Brandy-wine*, up the West-branch to the Head, in Breadth a Mile on each Side of that Branch; and afterwards the Commissioners purchased of the *Indians* all the Lands from the Mouth of *Brandy-wine*, up to a certain Rock by *Abraham Marshall's* Line, for the Sum of *One Hundred Pounds; Seventy-three Pounds, Eight Shillings* of which was then paid to their Chiefs, and the Remainder they paid Yesterday, and the Chiefs of the *Indians* signed a Release, but said they wanted some Instrument signed to them, that they might know what was theirs, and be secured in it; but the Commissioners told them, it was not, at this Time, in their Power to make them any Grant of the said Lands, but that they should not be disturbed in the quiet Possession thereof, neither by *Nathaniel Newlin*, nor any other Person; and that the Commissioners had told *Nathaniel Newlin*, that it was in vain for him to pretend to that Land, let the Disappointment be what it would, so long as the *Indians* laid Claim to the same, and would continue upon it; that after the *Indians* came up last Year, and made their Complaints, and a Re-conveyance was generally reported to have been given to the *Indians*, he went down to *Chester*, and took Certificates from all those that were reported to have seen and known of such a Writing; which Certificates he produced, and read in the House, none of which did amount to any Certainty what that Writing did contain; but since they had an imperfect Idea of it, and a strong Resolution to hold it, the Commissioners had used such Measures as they thought most likely to satisfy them and continue them in the quiet Possession of their Claims, and for that End said they had agreed and accommodated the Matter with *Nathaniel Newlin*, as far as was in their Power to do at present; and then withdrew.

Then the House, after some Debate, was of Opinion, that *Nathaniel Newlin* be sent for, to give some further Assurance (than what is done by the Paper delivered Yesterday) that he will not molest the said *Indians* in their Claims.

Ordered, That *John Wright* send a Letter to acquaint him, that the House requires his Attendance To-morrow Morning; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

John Wright reported, that he sent a Letter to *Nathaniel Newlin*, according to the Order of the House.

Then the House proceeded to take into Consideration the Governor's Speech; and, after a long Debate thereon by Paragraphs,

Ordered, That *Francis Rawle*, *William Biles*, and *John Wright*, be appointed to draw up an Answer thereto, and lay the same before the House To-morrow; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Members appointed to draw up an Answer to the Governor's Speech, report, that they had made some Progress thereon; but before they could finish, it was requisite they should have the Perusal of the Address, sent to the Descendants of the late Honourable Proprietary, and therefore desire more Time to compleat the same; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

Nathaniel Newlin, not attending, according to Expectation of the House, after some debate, a Motion was made, and Question put, that if *Nathaniel Newlin* comes not to Town this Evening, he be sent for by the Serjeant at Arms; and that an Order be forthwith issued under the Speaker's Hand, and the Serjeant dispatched therewith this Evening? *Carried in the Affirmative*.

The Petition of *Arent Hassert*, setting forth the Hardship he (with six others, most of whom are very poor) lie under, being obliged to pay *Twenty-one Pounds* to this House, besides other Expences, amounting to as much more Charges, on the Naturalization Bill, &c. humbly praying that this House will take the same into Consideration, and restore what Part of said Money in their Wisdom seems meet, was presented to the House, read, and ordered to lie on the Table.

The Petition of the Inhabitants of the City and County of *Philadelphia*, and likewise the Petition from *Chester County*, &c. were read a second Time; and, after some Debate, the further Consideration of them is referred to another Time; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Serjeant at Arms reports, that *Nathaniel Newlin* came into Town last Night, and will attend the House this Morning.

The Members appointed brought in an Address in Answer to the Governor's Speech of the Thirty-first of last Month, which was read by Paragraphs, and debated, and some Alteration made, and is as follows, *viz*.

To Sir WILLIAM KEITH, Baronet, Governor of the Province of *Pennsylvania*, &c.

The humble ADDRESS of the Representatives of the Freemen of the said Province, in General Assembly met, this 2d Day of the Month called *June*, 1726.

May it please the GOVERNOR,

THIS Colony, by the Good Providence of Almighty God, hath been favoured with many inestimable Blessings ever since it was first settled; and the trading People, for the most Part, being careful to preserve their Credit Aboard and at Home, acquired a good Reputation before, as well as since thy Accession to this Government; but of late the Gold and Silver Currency falling short to support the Administration, and to carry on Trade, and answer other Occasions, the Governor was pleased to relieve the Province, by joining with the Peoples Representatives to strike a Paper Currency; and if the Governor's Character has in any respect suffered for his apparent Good-will to the People in that Part of his Conduct, we are heartily sorry.

It is most agreeable to the Desires and Concern of this House, that the King's Majesty's royal and most just Authority here over his Subjects has been asserted and maintained, and the Proprietary's just Rights supported. And this House, by Address to the Descendants of our late Proprietary in December last, as well as at other Times, have acknowledged the Governor's good Offices to this Colony in the Course of his Administration, and the great Services he performed to the People in general, by his Care and Diligence in supporting the Magistracy, whereby the People called Quakers were restored to a Right which they ought to have enjoyed as at their first Settlement of this Country, but were laid aside, because they could not take nor administer Oaths; so that the executive Powers of Government, with respect to Magistracy, were in a lame Condition at the Governor's Arrival, as he is pleased to observe.

From whence we conclude, that the Body of the People, called Quakers, here, are far from charging the Governor with being an Enemy to them, having repeated Instances of his good Wishes to them, by his prudent Care over them, equal to the rest of the King's Subjects.

Signed by Order of the House,

DAVID LLOYD, Speaker.

Then a Motion was made, and Question put, that the same be transcribed, and signed by the Speaker, and sent to the Governor? *Carried in the Affirmative.*

Ordered, That *Edward Farmar*, and *William Biles*, present the same to the Governor.

Ordered, That the Address to the Descendants of the Honourable Proprietary's Family (referred to in the present Address to in the present Address to the Governor) be printed along with the Minutes, and is as followeth, *viz.*

The ADDRESS of the HOUSE OF REPRESENTATIVES of the Province of *Pennsylvania*, in GENERAL ASSEMBLY met this 7th Day of *December*, 1725.

To the Descendants of our late Honourable Proprietary
WILLIAM PENN, Esq;

Sheweth,

THAT *being met together, in order to consider of our Provincial Affairs, we find that the General Assembly, last Year, addressed Hannah Penn, Relict of the late Honourable William Penn, Esq; and the rest of the worthy Family, remonstrating that such Part of her private Instructions as would subject the Acts of Legislation, assented to by the Governor and Represenatives of the People to the Negative of a Council, was contrary to the Law and Constitution of this Government; which Address, we hope, is come to your Notice, and will receive a favourable Construction, and procure us speedy Redress*

But understanding that our present Governor, Sir William Keith, incurred the Displeasure of the Family, and is like to be removed for passing the Acts, which emitted a Paper Currency, and for not observing that Instruction, which the last Assembly conceived (and so do we) to be incompatible with the late Proprietary's Charter of Privileges to the People, founded upon King CHARLES the Second's Royal Grant.

If these be the Causes of our Governor's Removal, we think ourselves highly obliged, in Point of Justice to his Character, to signify, that what he did in both these Respects, was by the Advice and Concurrence of the Peoples Delegates, Constituted by the said royal Grant, to act with him in Legislation. His Reasons for not complying with the said Instruction, have been formerly sent to the Widow Penn, and others concerned, to which we refer.

And what he was pleased to do in Favour of the Currency, the great Necessity and most pressing Importunities of the Inhabitants moved him, and the Assemblies of those Times

(according to the Examples of neighboring Provinces, whose Cash and Product (as well as ours) falling short to make immediate Remittances to England for the Goods which were wanted) did think fit to fall upon the Expedient of Paper Bills, to pass among ourselves, having not Cash enough to carry on our domestick Affairs and Commerce: And likewise the Value of Lands and Country Product, being brought so low by the Scarcity of Money, and Decay of Trade, that many Families were likely to be ruined; Besides, here was no Means left to support Government but by an Excise, and taxing the Importation of Liquors, which cumber'd our Ports, and hindered Trade, and yet fell short of answering the Publick Exigencies

These and many more Inconveniencies are now removed; the Administration of Government well supported, without clogging the Importations; our Ports clear, Trade revived, and the honest Debtors rescued from the Oppressions of their Creditors; the Value of our Country Product advanced, and the Ship-wrights (some of whom, before this Currency was struck, having left the Country for want of Work, and those that stay'd having little to do) are since returned, and come into full Employment at their Trade; so that many stately Vessels have been built, and more upon the Stocks, and several Iron-works are carried on; which, with divers other Instances of the Advantage this Currency has been to the Publick, as well as to those, who, both in City and Country, must have been ruined without it, we think may abundantly atone for this Part of the Governor's Conduct.

We hope it will not displease the Family, or any others that are concerned for the Welfare of this Province, if we give them a farther Relation of the good Offices our Governor has, in the Course of his Administration, performed to this Colony in general, which loudly calls for our thankful Acknowledgments; for, before he became our Governor, divers Murderers, and other Malefactors, in several parts of this Province, were like to escape with Impunity: But he, to prevent a Failure of Justice in that Respect, was pleased to countenance and assist the Courts, to bring those Evil-doers to condign Punishment; and, soon after, passed a Law, called An Act for the Advancement of Justice, &c. and was instrumental to obtain the Royal Sanction to it; which entirely settled the Matter of trying Capital Crimes, to the Terror of those that thentofore made light of such Offences

Much more might be said in Favour of the Governor's Administration, which we omit, lest we should trespass to

much upon your Patience, hoping these short Hints may be sufficient to obviate Objections and remove the Impression that some Persons have endeavoured to make on the Minds of such as may be Strangers to the Circumstances of our Affairs.

Signed by Order of the House,

DAVID LLOYD, Speaker.

The House being informed, that *Nathaniel Newlin* attended, he was called in, and said, that he expected the Value, and not the Quantity only, of Land in Lieu of what the *Indians* claimed of his; and that he was to meet the Commissioners of Property this Afternoon, and then doubted not but they should settle that Affair to the Satisfaction of the House, and so withdrew; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Members appointed to carry the Address to the Governor, report, that they delivered the same according to Order; and the Governor seemed satisfied, therewith and returned his Thanks to the House.

Nathaniel Newlin attended; and being called in, delivered at the Table a Paper, subscribed with his Hand; which being read, doth declare and promise, that neither he, nor his Heirs, will, by any Means, disturb or molest the *Indians* in their Possessions and Claims.

Then after some Debate thereon,

Resolved, That the *Indians* be sent for, and the Contents of the said Paper explained to them, and Enquiry made, whether it be satisfactory to them.

Ordered, That *John Wright*, and *Samuel Hollingsworth*, acquaint them hereof, that they may attend forthwith: Who return, and report, that they have been with the *Indians*, and they are now attending with their Interpreters; who being called in, the said Paper was explained to them by the Interpreters; and they declared they were well satisfied therewith; and desired that the said Paper may remain amongst the Records of this House, and a Copy thereof given to them.

Ordered, That a Copy be made out accordingly, and signed by the Speaker, and delivered to them, and the Original lodged in the House; which was done accordingly.

And the *Indians* further said, that they had been very much disturbed in their Minds, but that now they were perfectly easy, since they found that this House would stand by them, and see them righted.

Then *Nathaniel Newlin*, was called in, and he acknowledged the said Writing to them, so they shook Hands together, and parted fully reconciled; and then the House adjourned till Eight a Clock to-morrow Morning.

The House met, &c.

The House resumed the Consideration of the Petition laid before the Assembly this Sitting, relating to the Governor.

Then a Motion was made, and Question put, that the further Consideration of them be referred to the next Meeting of the Assembly. *Carried in the Affirmative.*

And then the House went upon the Consideration of the Time of Adjournment, and agreed to the first of *August* so called.

Ordered, That *Thomas Tress*, and *Matthias Holston*, acquaint the Governor, that the House having done what Business lies before them, are inclined to observe the last Adjournment: Who return'd and reported, that they delivered their Message, according to Order; and the Governor answered, he was well satisfied with the Time of Adjournment, and desires the House would please to keep together for an Hour, for he had something to lay before them.

Ordered, That the Minutes of this Sitting be read and examined; which was done accordingly.

Then the House resumed the Consideration of *Arent Hasert's* Petition; upon which, after some Debate about the Approbation of the *Twenty-one Pounds* paid by him, and the rest naturalized this Sessions.

Ordered, That the Clerk deliver to each County Treasurer *Seven Pounds*; which being counted out upon the Table, was delivered accordingly.

The Petition of *Silas Prior*, and *Ezekiel Harland*, setting forth, they had divers Times waited upon the *Indians* up to *Philadelphia* as Interpreters about the Affair of *Brandywine*, praying that this House will consider and order them Satisfaction out of the Provincial Stock, &c. was presented to the House, and read:

Ordered, That the Consideration thereof be referred to the next Sitting of this Assembly.

A Message from the Governor, by his Secretary, desires the Attendance of the Speaker, and whole House, immediately, at the Court-house: Accordingly they went to wait upon the Governor; and being returned, the Speaker assumed the Chair, and reported, that the Governor was pleased to make a Speech to this House, a Copy of which he had received, and delivered the same in at the Table, which being read, is as follows.

Mr. Speaker, and Gentlemen of the Assembly,

"THIS probably will be the last Time I shall have Occasion to speak in this Capacity to an Assembly of this Province; and therefore you must excuse me if I Declare my Dislike of your Dissimulation of the Truth, and the indetermined Form of Words which you have been unwarily prevail'd on to make use of on your Address to me of the third Instant. It is not Words but plain Facts upon which I pretend to lay the Foundation of my Character among you; so that when you are pleased to say, that by your trading People being careful to preserve their Credit, they had acquired a good Reputation before as well as since my Accession to this Government; you might with more Truth and equal Justice to yourselves have acknowledged, that the Encrease of your Shipping, and the Bulk of your Trade, was never at any Time before so considerable as now; and that this happy Condition wherein you find yourselves is chiefly owing to my having had the Courage to sacrifice my own Interest, in order to pluck you out of the Claws of those who aimed at nothing less than the Making a Monopoly of your Trade, and a Property of the People whom you represent.

You are pleased to say, that by my Care and Diligence in supporting the Magistracy, the People called *Quakers*, have been restored to a Right which they ought to have enjoy'd at their first Settlement; but it would by no Means have derogated from your Probity, had you acknowledged that I was the Person who first procured the King's royal Sanction unto a Law, proposed and passed by myself, which gave the People called *Quakers* such a Privilege as they do not enjoy in any other Part of this Majesty's Dominions; and that in further Ease to scrupulous and tender Consciences, the same Privilege has, by my Concession, been lately extended as far as even they themselves thought fit to desire it.

In the Close you are indeed pleased to own, in a cold Manner, that I cannot be justly charged with being an Enemy to the Body of the People called *Quakers*; and from hence it is observable, that the Force of Truth is so great, that at last it will over come even the most artful Dissimulation, and open the Eyes of the indifferent World to judge uprightly.

I very well know, from a long Experience, that there are Men of Honour and true Probity amongst you, who are justly grieved at many Things which they cannot help; I sincerely congratulate with them in their impartial and generous Thoughts towards the Good of their Country; and notwithstanding of what has happened, or may yet be further At-

tempted, to discourage our honest Integrity, we cannot be deprived of the Satisfaction of knowing, that we have acted conscientiously in the Publick Service; and in such a Condition of Mind it will be easy to submit, with Patience, unto whatsoever Event may come from the Hand of Providence."

WILLIAM KEITH.

Ordered, That the further Consideration thereof be deferred till the next Sitting of this Assembly,

Ordered, That *Evan Owen*, and *John Kearsley*, be a Committee to examine the Minutes, and get them printed; and then the House adjourned till the First of the *Sixth Month*.

THE House met, pursuant to their Adjournment.

Ordered, That *John Kearsley*, and *Thomas Tress*, wait upon the Governor, and acquaint him, that a Quorum of the Representatives are met according to Adjournment, and are ready to receive what he shall please to lay before them; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Members appointed last Night, on a Message to the Governor, report, that they delivered the same, according to Order; and the Governor was pleased to answer, that he should have something to lay before the House this Morning.

The Committee appointed to audit and settle the Accounts of the Loan-office, and sink the remaining Part of Bills of Credit appointed to be sunk, acquainted the House, that they should be ready to give in their Report very speedily; but forasmuch as there are divers Sums of Money become due from the Provincial Treasurer, and Collector of Excise, &c. since the last Settlement.

Ordered, That they be continued to settle said Accounts, and bring down the same as near this Time as they can, in order to lay before the House before they break up; and that they have Power to send for Persons and Papers, &c.

A Message from the Governor acquaints the House, that he is ready to receive them immediately at his own House; And accordingly the Speaker, and whole House, went to wait upon the Governor; and being returned, the Speaker resumed the Chair, and reported, that the Governor had been pleased to make a Speech to this House, a Copy of which the Speaker delivered in at the Table; which was read, and is as followeth, *viz.*

Mr. Speaker, and Gentlemen of the Assembly,

"AFTER my Arrival here with my Family, I earnestly wished for the Opportunity your own Adjournment has now given me of seeing and speaking to the Representatives of the good People of this Province, whose general Character, for Sobriety and Industry, above many others of his Majesty's Subjects, added much to the Pleasure I received from our honourable Proprietary's Nomination of me to serve them and you in this Station.

And I question not, Gentlemen, but all those who have a due Sense of Gratitude for the Merits of the worthy Founder of this Colony, under the Crown, will be very well pleased to find, by my Accession, that no Disputes among his Descendants could disable them from pursuing the common Measures, according to their undoubted Right, in substituting their Deputy for the Administration of this Government, nor prove any Obstruction to the King's Approbation of their Appointment, his Majesty's Concurrence is what all Men might rationally expect from a Sovereign whose innate Goodness, impartial Justice, and unwearied Vigilance, not only for the Security and Liberties of his Subjects, but for the general Benefit and Freedom of Mankind, have made him the Object of the Love or Terror of the Nations round him.

And the Proprietary's Family, I assure you, Gentlemen, express so sincere a Zeal, and so tender a Concern for your Happiness, that principally in this Foundation I hope to recommend myself to their Regard; for their Interest and yours they esteem inseparable, and consider those as no Friends to either who would attempt to divide them.

From hence it is that I, in a great Measure, account to myself for their Choice of me before divers others who solicited their Favour; for knowing that I had been bred to the Camp, remote from the refin'd Politicks which often serve to perplex Mankind; and that an honest Plainness, free from Art or Disguise, made up the Main of my Character amongst my Friends and Acquaintance, the Honourable the Proprietaries rightly judged that such a Person could form no Views but what would be openly avowed, and therefore be understood by every Man they would affect. This, notwithstanding, might lay me under some Discouragement, left on nicer Occurrences I might fail in the Discharge of so important a Trust; but I have ever been perswaded, that to do Right is not so difficult a Task as some would render it. In Emergencies of weight and Moment, I shall endeavour to

fortify myself with the Advice of the Representatives of the People, when it may be had, and at all Times with the Judgment of such only as I can be assured have the true Interest of the Publick so seriously at heart, that nothing private can interfere with it.

To discountenance Parties, Divisions and Factions in Government; to maintain Right and Justice; to promote Virtue; to suppress Vice, Immorality and Profaneness; to assist and protect the Magistrates in the Discharge of their Duty herein; to encourage legal Trade, and to use the *Indian* well, as they are plain, so they are the principal Matters I have in Charge. In all which, I shall depend on the Concurrence of the Assemblies of this Province, where any further Provision by Laws, to be executed for any of the said Purposes, may be necessary; and on my Part, nothing in my Power shall be wanting to enforce their Execution.

To transmit our Laws duly to his Majesty's Privy Council, pursuant to an Injunction in the Royal Charter, and have a proper Agent appointed, is another Article, Gentlemen, I am to recommend; and you will easily perceive this to be of such Importance, that I promise myself it cannot fail of your serious Thoughts and Consideration.

These Heads, Gentlemen, I judge necessary to mention together at this our first Meeting, which may now, or hereafter, at the most proper Seasons, be duly considered; to which I shall only add, that to secure the Peace, and advance the Prosperity of the People of this Province, and to concur with their Representatives in such Measures as may attain those Ends, being especially my Duty and Inclination; for what relates more immediately to myself, I shall so far depend on their Goodness and Justice, as to hope I shall never have Occasion to put them otherwise in Mind of it, but that we may on both Sides rest secure of an honourable Discharge of what is incumbent on us reciprocally to each other."

Ordered, That the further Consideration thereof be referred to the Afternoon.

Ordered, That *John Kearsley*, and *John Swift*, go to the Rolls, and require a Copy of the Governor's Commission, and the King's Approbation, to lay before the House; and then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The House proceeded to take into Consideration the Governor's Speech, according to the Order of this Morning; and having debated the same by Paragraphs,

Ordered, That *Francis Rawle, Jeremiah Langhorne, John Wright*, and *Evan Owen*, be a Committee to draw up an Answer thereto.

Then the House entered into a Debate upon the late Governor's Speech, of the Fourth of the *Fourth Month* last, referred to this Sitting for Consideration; and, after some Time spent, the House came to a Resolve, that tho' the said Speech has given just Occasion of Resentment to the Representatives of this Province, yet, inasmuch as Sir *William Keith* is removed from his Administration, all further Debate in this Case is at present laid aside.

The Petition of *William Noble*, setting forth, that he became bound for one *John Huntsman's* Appearance at the Court of Common Pleas, who was sued for a Debt of *Three Pounds, One Shilling, and Seven Pence*, but neglecting to appear, or give in special Bail, purposing to come down and pay the Debt and Cost; and for that Purpose soon after waited on *Ralph Asheton*, the Plaintiff's Attorney, and demanded of him a Bill of Particulars, which was denied him; notwithstanding said *Asheton* proceeded against him, and obtained Judgment for the Debt and Charges, and thereupon took out Execution for *Fourteen Pounds, Nine Shillings, and Seven Pence*, for which Sum he is held in Duress; was presented to the House, read, and ordered to lie on the Table.

A Bill, intituled, *A Supplementary Act to an Act of Assembly of this Province*, intituled, *An Act against buying Lands of the Natives*, was brought into this House, and read the first Time, and ordered a second Reading; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Petition of *Elizabeth Fox*, setting forth the miserable Condition of herself and Children, and that she lies under Execution of the Goal, humbly prays Leave to bring a Bill for the Sale of a House and Tenement, pursuant to her former Petition to this House; was presented to the House, read, and considered:

Resolved, That it does not lie before this House to grant Relief as her Estate is circumstanced.

John Kearsley, according to the Order of Yesterday, brought from the Rolls Office a Copy of the Governor's Commission, and the King's Approbation, which were severally read, and ordered to be deposited amongst the Records of the House.

The Bill, intituled, *A Supplementary Act to the Act*, intituled, *An Act against buying Lands of the Natives*, was

read the second Time; and, after Debate thereon, a Motion was made, and Question put, that the said Bill be laid aside at this Time? *Carried in the Affirmative.* And then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Committee appointed to draw up an Address in Answer to the Governor's Speech of the second Instant, brought in the same according to Order, which read by Paragraphs, and debated, and some Alterations made.

Then a Motion was made, and Question put, that the same be transcribed, and signed by the Speaker, in order to be sent to the Governor? *Carried in the Affirmative, N. C. D.*

The Petition of sundry Inhabitants of the City and County of *Philadelphia*, complaining against the Prothonotary for taking exorbitant Fees, refusing to give a Bill of particulars thereof, and for fitting in both superior and inferior Courts of Judicature, and praying this House to take the same into Consideration; was presented to the House, read, and ordered to lie on the Table.

The Petition of *John Eyer*, praying to be recommended by this House to the Honourable *Patrick Gordon*, Esq; to renew his Commission for Serjeant at Arms; was presented to the House, read, and considered.

Resolved, That a Recommodation be drawn up, and the Speaker sign the same, in order to be sent to the Governor; which was done accordingly: And then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The Address to the Governor, in Answer to his Speech of the second Instant, being transcribed, was signed by the Speaker, and is as follows.

May it please the GOVERNOR,

WITH great Thankfulness to Almighty God for preserving thee and thy Family on your Voyage hither, we hold it our incumbent Duty to congratulate thy Accession to this Government, and acknowledge thy Condescension in not requiring our Attendance before the Time of Adjournment.

We are heartily glad, that the Heir at Law, and Executrix of our late worthy Proprietary, had such Regard to their own Honour, and Good of this Colony, as to appoint thee to represent them in Government, according to their undoubted Right; and it is obvious that his Majesty's wonted Care and Justice towards his Subjects induced him to favour their Appointment,

so that no Disputes amongst themselves could obstruct his royal Approbation thereof.

We are exceedingly pleased to understand, that the Proprietary's Family esteem their Interst and ours inseparable, and that they consider those as no Friends to either who would attempt to divide them; and we are of Opinion, that those who act with an honest Plainness, free from Art or Disguise, tho' they are remote from refined Politicks, yet may be the fittest to discover such as attempt to divide the united Interest of the Proprietary and People: And the Governor is pleased to give us an Expectation, that, in Emergencies of Weight and Moment, he will endeavour to fortify himself with the Advice of the Peoples Representatives: We hope it will prove the most effectual Means to support the Interest of the Publick, as well as discover the private and sinister Ends of designing Men.

The Governor may depend that this House (and we hope all succeeding Assemblies) will heartily join with him to discountenance all Parties, Divisions and Factions, whereby the established Government of this Province is, or may be opposed; and shall delight to see Right and Justice maintained, Virtue promoted, Vice, Immorality, and Profaneness suppressed, and the Magistrates assisted and protected in the Discharge of their Duty; and it will be no less pleasing to us, and the good People we represent, that legal Trade be encouraged, and the Indians well used; and as the Particulars are plain, and become the principal Matter which the Governor has in Charge (as he is pleased to intimate) so we have no Reason to doubt but he will exert his Authority in discharging that Part of his Trust, and concur with the Assemblies of this Province in what they may think necessary and requisite on their Part to be proposed for any of these good Purposes.

This House has had it under Consideration to pitch upon an Agent at Home; but it does not seem clear, that the Royal Charter enjoins the Peoples Delegates to transmit our Laws to his Majesty's Privy Council; therefore we desire the same may be further considered at the next Assembly.

And inasmuch as the Governor is pleased so generously to acknowledge, that to secure the Peace, and advance the Prosperity of the People of this Province, and to concur with their Representatives in such Measures as may best obtain those Ends, are equally his Duty and Inclination, we can do no less than assure him, that nothing shall be wanting on our Part to make suitable Provision for his Support; and

we hope that such as succeed us in this great Trust will come under the like Care, honourably to discharge what may be incumbent upon them in that Respect.

Signed by Order of the House, *per*

DAVID LLOYD, Speaker.

Ordered, That *Evan Owen*, and *Jeremiah Langhorne*, present the same to the Governor: Who being returned, report, that they delivered the same according to Order; and that the Governor returns his Thanks to the House; and farther said, that he should make it his Business to study the Interest of the People; and that his Words and Actions should always agree.

The Petition of *Silas Prior*, and *Ezekiel Harland*, requesting to be considered for their Services as *Indian* Interpreters; was read the second Time, pursuant to the Order of the Fourth of *June* last; and after some Debate thereon,

Ordered, That the Consideration thereof be referred till their Account shall be exhibited to this House.

The House resumed the Consideration of the two Petitions relating to Sir *William Keith*, our late Governor referred to this Sitting of Assembly the Fourth of the *Fourth Month* last; and, after some Debate thereon, the Question was put, that the House proceed further upon the said Petitions? *Carried in the Negative.*

The Petition of sundry Inhabitants of the City and County of *Philadelphia*, complaining against the Prothonotary, &c. was read the second Time; and, after some Debate thereon,

Ordered, That the further Consideration thereof be referred till To-morrow.

The Petition of *William Noble*, complaining against the Proceedings of *Ralph Asheton*, as Attorney at Law, &c. was read the second Time; and, after some Debate thereon,

Ordered, That the further Consideration thereof be referred till To-morrow; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Petitions referred to this Morning were considered; and, after some Debate thereon,

Resolved, That the Petitioners may have their proper Remedy against those that take exorbitant Fees, or refuse to give a Bill of Particulars, by a Law of this Province of the Ninth of King GEORGE, to which they were referred. And as to that Part of that Petition which complains against

the Multiplicity of Offices in one Person, this House is of Opinion, that it be laid before the Governor for Redress, and a Message sent for the same Purpose.

The House resumed the Consideration of the Petition of *Silas Prior*, and *Ezekiel Harland*; and their Account, this Day exhibited, being read, and considered, a Motion was made, and Question put, that the Petitioners be referred to the Commissioners of Property for their Redress? *Carried in the Affirmative*. And then the House adjourned till Three a Clock this Afternoon.

The House met, &c.

The House went upon the Consideration of a Sum of Money to be presented to the Governor towards Support of Government; and, after some Debate thereupon, a Motion was made, the Question put, that the Sum of *Four Hundred Pounds* be presented to the Lieutenant Governor, Major *Patrick Gordon*, in Part of Support of Government? *Carried in the Affirmative*.

Resolved, That an Order be issued on the Provincial Treasurer, under the Speaker's Hand, for the said Sum; which was done accordingly; and *Edward Farmar*, and *John Wright*, were ordered to present the same to the Governor; and also to carry a Copy of the Minute of this Morning, relating to the Prothonotary holding a Multiplicity of Offices.

Ordered, That *Evan Owen*, *John Kearsley*, *Jeremiah Langhorne*, and *George Asheton*, be a Committee to inspect the the several Accounts of immediate Services, &c. exhibited to this Assembly; and then the House adjourned till Nine a Clock To-morrow Morning.

The House met, &c.

The Members appointed last Night to present the Governor with the Order on the Treasurer for *Four Hundred Pounds*, report, that they delivered the same accordingly; and the Governor returns his Thanks to the House for the same. And they likewise report, that they delivered a Copy of the Minute pursuant to their further Order; and the Governor answered, he would consider of it.

Richard Hill, and *William Fishbourn*, two Members of Council, waited on the House with a written Message from the Governor, which was read, and is as followeth, *viz.*

Mr. Speaker, and Gentlemen of the Assembly,

"I AM told, that upon the Accession of a Governor to this Province, our Friend and Neighbour *Indians* expect a Visit, with the usual Presents; and that they complain and

murmur very much of their being neglected for some Years past, and say, that after we have got their All, they are despised.

I must therefore desire the House will please to take this into their Consideration, and make such suitable Provision on this particular Occasion, as may defray the necessary Expence of the Presents and Charges of my Journey thither."

August 6, 1726.

PATRICK GORDON.

And the said Members of Council likewise delivered a verbal Message from the Governor, desiring the House to be more particular in Persons and Things, and that nothing shall be wanting in him to redress any Grievance.

Then the House taking into Consideration the said written Message, after Debate thereon, a Motion was made, and Question put, that the same be referred to the Consideration of another Assembly *Carried in the affirmative*. And then the House adjourned till Two a Clock this Afternoon.

The House met, &c.

The Committee appointed to audit and settle the Accounts of the Loan-Office, and sink Bills of Credit, &c. brought in their Report; and likewise delivered in at the Table the several Accounts from whence the said Reports were drawn, which were severally read.

Here follows the Report which was deferred for want of some Articles, *January* the 12th, 1725-26.

WE the Committee of Assembly appointed to settle the Publick Accounts, and to sink the proportionable Parts of the Bills of Credit lent to the Provincial Treasurer, and to the respective County Treasurers; and also to sink the remaining Part of the Payments due from the Mortgages to the Loan-Office, report,

That we have examined the	
Accounts of <i>Charles Read</i> ,	
Collector of Excise, of	
<i>Six-pence per</i> Gallon on	
all Wine, Rum, and other	
Spirits, retailed in this	
Province, and find the Ac-	
count thereof, from the	330 11 4½
14th of <i>May</i> , 1725, to the	
14th of <i>November</i> follow-	
ing, for the City and	
County of <i>Philadelphia</i> , to	
be the Sum of	

Ditto for the County of { Bucks,)	33	13	5				
Ditto for the County of { Chester,)	49	8	5				
Which, with the Balance of { last Account, settled the } 14th of May, 1725, ——— }	185	10	5				
Makes the total Sum, —				£	599	3	8½
Towards which he hath paid { the Provincial Treasurer, }	216	10	10¼				
And his Commissions there- { on, at Ten per Cent. for } the three last Sums, ——— }	41	7	3				
And Error in Thomas Patti- { son's Excise in last Settle- } ment, Five Pounds, de- } ducting Commissions there- } on, Ten Shillings, ——— }	4	10	0				
And Cash he paid Charles { Brockden, per Treasurer's } Order, ——— }	40	4	6	£	599	3	8½
And David Lloyd, Esq;	28	8	0				
Remains due from the said { Collector to the Provin- } cial Treasury, when the } Whole is collected, }	268	2	11¼				
Makes the Sum Total, —				£	599	3	8½
We have also examined and { settled the Accounts of } Samuel Preston, Esq; } Provincial Treasurer, and } find he hath received of } Charles Read, Collector of } Excise, the Sum of ——— }	285	3	5				
Of Owen Roberts, ———	100	0	0				
Of the Trustees of the Loan- { Office, in full of an Order } on them for One Thou- } sand Two Hundred Pounds }	300	0	0				

Which, with the Balance of an Account, settled and due to the said Province the 25th of <i>July</i> , 1725,	237 12 2
Makes the Sum Total, —————	£ 922 15 7

Towards which he hath paid, since last Settlement, on the 25th of <i>July</i> , 1725, <i>viz.</i>	
To Sundry Persons, by order of Assembly, —————	508 18 10¾
To <i>Ezekiel Harland</i> , an <i>In-</i> <i>dian</i> Interpreter, ————	5 0 0
And his Commissions there- on, at <i>Five per Cent.</i> ———	25 13 11¾
Balance due to the Province the 6th of Jan. 1725-26, In full of all Orders is- sued to the Time, ————	383 2 9
Makes the Sum Total, —————	£ 922 15 7

We have also received of <i>Philip Taylor</i> , Treasurer for the County of <i>Chester</i> , the second Year's Quota of <i>Three Hundred Pounds</i> , lent the said County out of <i>Fifteen Thousand</i> <i>Pounds</i> Emission, being the Sum of —————	37 10 0
And of the said Treasurer (being one Year Quota of <i>Three Hundred Pounds</i> , lent as aforesaid out of the <i>Thirty Thousand</i> <i>Pounds</i> , Emission) the further Sum of —————	24 0 0
	£ 61 10 0

Both which Sums we have sunk and destroyed, as the Law directs. All which is humbly submitted to the Correction of the House by,

ANTHONY MORRIS,
JOB GOODSON,
THOMAS TRESS.

WILLIAM WEBB,
ABRAHAM CHAPMAN.

January 12, 1725-26.

Here follows the Report of the Committee.

WE the Committee of Assembly appointed to settle the Publick Accounts of Excise, Provincial Treasury, and to compleat the Accounts, and sink the remaining Quotas of Bills of Credit, &c. report,

That we have examined and settled the Accounts of <i>Charles Read</i> , Collector of Excise, of <i>Six-pence per</i> Gallon, on all Wine, Rum, and other Spirits, retailed in this Province, and find the Amount thereof, from the last Settlement, being the 14th of the <i>Ninth Month</i> 1725 to the <i>Third Month</i> , 1726, for the County of <i>Philadelphia</i> , is the Sum of	£ 317 19 3
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For the County of <i>Bucks</i> the same Time,	26 11 1½
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For the County of <i>Chester</i> Ditto (no Account from <i>Conestogoe</i> brought in for thirteen Months to the 14th of <i>May</i> , 1726) ———	46 5 4
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Which, with the Balance of last Account, settled the 14th of <i>November</i> , 1725, due to the Treasury,	268 2 11¼
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Makes the Sum Total	£ 658 18 8
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Towards which he hath paid the Provincial Treasurer,	417 0 3
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And to the Account, Bounty on Hemp, —————	66 7 10¼
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And Allowance to <i>William</i> <i>Saunders</i> , who farm'd and laid down his permit, —	1 0 0
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And to <i>M. Garrigues</i> , insolvent,	3 10 0
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With Commissions on the three

first Articles, ————— 39 1 6¾

Remains due from the said
Collector to the Provincial
Treasurer, when all is col-
lected, the Sum of

131 19 0

Makes the Sum Total, ————— £ 658 18 8

We have also examined and
settled the Accounts of
Samuel Preston, Provincial
Treasurer, and find that
he hath received from the
Trustees of the Loan-
Office, at several Times,
(in Part of an Order of
Assembly on them for the
Sum of *One Thousand and
Five Hundred Pounds*) —

974 12 8

And from *Charles Read*, Col-
lector of Excise, at several
Times since the last Settle-
ment, *November* the 14th
1725,

417 0 3

With Balance last Account,
settled the 12th of *Janu-
ary*, 1725-26,

383 2 9

Makes the Sum of, £ 1774 15 8

Towards which he hath
paid several Orders of
Assembly since the last
Settlement the 6th of the
Eleventh Month, 1725, —

£ 1051 0 0

His Commissions thereon at

Five per Cent. ————— 52 11 0

And paid this Committee
the two Years Quota of
*Two Thousand Five Hun-
dred Pounds*, lent the
Treasury out of the *Fif-
teen Thousand Pounds*
Emission, —————

312 10 0

And paid Ditto the first Year's Quota of <i>One Thousand Three Hundred Pounds</i> , lent out of the <i>Thirty Thousand Pounds</i> , Emission, _____	104 0 0	
Both which Sums, amounting to the sum of <i>Four Hundred Sixteen Pounds, Ten Shillings</i> , were sunk in the Presence of the Committee.		
His Commissions on the said <i>Four Hundred Sixteen Pounds, Ten Shillings</i> , at <i>Five per Cent.</i> comes to	20 16 6	
Remains due to the Province, in full of all Orders issued to the fourth Day of the <i>Sixth Month</i> , 1726,	233 18 2	
Makes the Sum of.		£ 1774 15 8
We have also received of <i>William Hudson</i> , Mayor of the City of <i>Philadelphia</i> , one Year's Quota of the <i>Three Hundred Pounds</i> lent the Corporation our of the <i>Thirty Thousand Pounds</i> Emission, which we have sunk according to Law, and is	24 0 0	
Carried over,		£ 24 0 0
Brought over,		£ 24 0 0
And Interest thereon at <i>Five per Cent.</i> paid the Committee of Accounts for Services done by Order of the Assembly, is _____	15 0 0	£ 39 0 0
We have further received of <i>William Fishbourn</i> , City Treasurer, one Year's Quota of <i>Three Hundred Pounds</i> lent out of the <i>Thirty Thousand Pounds</i> Emission, the Sum of	24 0 0	

Of <i>Evan Owen</i> , Treasurer for the County of <i>Philadelphia</i> , the second Year's Quota of <i>One Thousand Pounds</i> lent the County of <i>Philadelphia</i> , out of the <i>Fifteen Thousand Pounds</i> Act, —————	125 0 0
And of the said Treasurer the further Sum (being one Years Quota of <i>Ten Thousand Pounds</i> , lent as aforesaid out of the <i>Thirty Thousand Pounds</i> Act) of	80 0 0
Of <i>Jeremiah Langhorne</i> , Treasurer for the County of <i>Bucks</i> , the second Quota of <i>Two Hundred Pounds</i> , lent the said County of the <i>Fifteen Thousand Pounds</i> Act, the Sum of, —————	25 0 0
And of the said Treasurer the further Sum (being one Year's Quota of <i>Two Hundred Pounds</i> , lent as aforesaid out of the <i>Thirty Thousand Pounds</i> Act) of	16 0 0
All which respective Sums we have sunk, as the Law directs, amounting to	£ 270 0 0
We have also examined <i>Charles Read's</i> Account, Bounty on Hemp raised in this Province, and find that he hath paid sundry Persons, as <i>per</i> Account, for <i>Thirty-five Thousand Six Hundred and Twenty- Seven Pounds</i> and a Half of Hemp, at <i>One Penny per Pound</i> , amounting to,	148 8 11¼
Storage, —————	2 0 0

Commissions on Thirty-five Thousand Six Hundred and Twenty-seven Pounds and a Half, at <i>Twelve</i> <i>pence per Hundred</i> ,	17 16 3¼	
And he credits the Province by Balance of last Account,	101 17 4½	
By Account of Excise for the Balance, —————	66 7 10	£ 168 5 2½

We have also examined and settled the Accounts of the Trustees of the Gen- eral Loan-Office of <i>Penn-</i> <i>sylvania</i> , and find that the Quotas of the principal Sums lent out on Loan for two Years, pursuant to the Act for emitting of <i>Fifteen Thousand Pounds</i> , being <i>One Thousand Three</i> <i>Hundred Sixty-five Pounds</i> , <i>Seven Shillings</i> , and <i>Six-</i> <i>pence, per Annum</i> , amounts unto the Sum of	2730 15 0	
And for one Year's Quota of the <i>Thirty Thousand</i> <i>Pounds Act</i> , —————	2099 10 0	
Makes the Total Sum,	—————	£ 4830 5 0

From which they discharge themselves by several Pay- ments, made to former Committees, as <i>per Re-</i> <i>ceipts</i> , and by them sunk and destroyed, pursuant to the above-mentioned Acts, amounts to the Sum of	4656 12 6	
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And to us the present Com- mittee, this 28th of the <i>Sixth Month</i> , 1726, the Ballance which we have sunk as aforesaid) being the Sum of —————	173 12 6	
Makes the Sum Total,	—————	£ 4830 5 0

We have also examined the said Trustees Account of Interest, and find the In- terest accruing on the first and second Year on the Act for emitting <i>Fifteen</i> <i>Thousand Pounds</i> , to be the Sum of _____	1024 0 7½	
Carried over,		£ 1024 0 7½
Brought over,		1024 0 7½
And the first Year's Interest on the Act for emitting <i>Thirty Thousand Pounds</i> , the Sum of _____	1312 3 9	
Makes the total Interest,	_____	£ 2336 4 4½
And they credit their said Account by their Salary for two Years allowed by the said Acts,	493 6 8	
And by an Article of <i>Seventy</i> <i>Pounds</i> out of the Interest lent out to <i>William Rake-</i> <i>straw</i> , and <i>Andrew Corn-</i> <i>ish</i> , which must be debted in their next Account of Principal, _____	70 0 0	
And also by more Interest to make the Sums divide even, and lett out, which must be debted as Prin- cipal in their next Ac- count, _____	23 6 0	
And by several Orders of Assembly, amounting to	1310 3 10	
Balance remaining in the Trustees Hands, _____	439 7 10½	
Makes the total Sum,	_____	£ 2336 4 4½

All which is humbly submitted to the House, by

ANTHONY MORRIS,
JOB GOODSON,
THOMAS TRESS,
WILLIAM WEBB,
ABRAHAM CHAPMAN.

August 6, 1726.

By Order of the House this Committee are allowed for their Service herein the Wages of the House, amounting unto the Sum of *Fifteen Pounds*, as appears by an Article in their Report.

The Committee appointed to settle the Account of immediate Services in Assembly, &c. report, that they had examined and settled the same.

All which Accounts being delivered in at the Table, were severally read in the House considered and some Alterations made;

Resolved, That the Speaker issue Orders, under his Hand, on the Provincial Treasurer for the several Sums therein mentioned, payable to the said Persons; which was done accordingly, and is as followeth, *viz*.

To <i>David Lloyd</i> , Esq; for immediate Service, £	10	2	0
To <i>Charles Brocken</i> , for immediate Service, &c.	15	12	1½
To <i>Samuel Keimer</i> , for printing the Votes of the House,	8	0	0
To <i>Patrick Baird</i> , as Clerk of the Council, &c.	18	7	0
To <i>John Ramsey</i> , Door-keeper to the Council, &c.	1	4	0
To <i>Samuel Carpenter</i> , Salary for Half a Year,	15	0	0
To <i>Andrew Bradford</i> , for Printing, and Sundries,	12	19	0
To <i>Thomas Leech</i> , for his immediate Service,	31	15	0
To House Rent, to Estate of <i>Jonathan Dickinson</i> ,	5	0	0
To <i>William Fishbourn</i> , for Ditto,	1	0	0
To <i>John Eyer</i> , his Salary as Serjeant at Arms,	12	10	0
To <i>William Webb</i> , for immediate Service, ...	10	0	
To <i>Robert Asheton</i> , Esq; his Salary as one of the Chief Judges, for the Year 1724-25,	50	0	0
All which, with the <i>Four Hundred Pounds</i> to the Governor,	400	0	0

Makes the total Draught on the Treasury, £ 581 19 1½
 which, with other Orders issued this year, 1438 10 0

Makes the total Draught this Year, £2020 9 1½

An Account, intituled, *The Province of Pennsylvania, Dr. to Ralph Asheton, for Examinations of Witnesses, drawing Depositions and Indictments, and prosecuting for the King in three several Actions*, amounting to the Sum of *Twenty*

Pounds, is referred by the said Committee to the Consideration of the House; which being read and debated,

Resolved, That he be referred to the Commissions of the proper County.

The said Committee likewise report, that they had examined and settled the Account of the Members Service in this Assembly:

Ordered, That the Speaker sign Tickets to the Members according to the Number of Days of their respective Attendance, and that the Clerk sign the Speaker's Ticket; which was done accordingly.

The House taking again into Consideration the Governor's written Message of this Morning.

Ordered, That *John Kearsley*, *Jeremiah Langhorne*, and *John Wright*, wait upon the Governor, and acquaint him, that the House are inclined to break up this Evening, and therefore (finding some Difficulty in answering his written Message of this Morning) desires it may be referred to the Consideration of the next Assembly; and also that they acquaint the Governor more particularly of the Person and Matters complained of in the Petition which lies before the House: Who being returned, report, that they delivered their Message, according to Order; and the Governor answered, that he had nothing to object against the House's breaking up, and is satisfied with the Resolve of the House relating to his written Message; and that the Governor also said, he should take Care to do what was incumbent on him for the Welfare of the People of this Province.

Ordered, That *John Kearsley*, and *Job Goodson*, be added to *Anthony Morris*, one of the Committee formerly appointed to apply to an Agent at Home to negotiate the two Laws about Paper Currency, to know of the said Agent how far he had proceeded in procuring the Royal Assent to the said two Laws.

Ordered, That the said Members be a Committee to revise the Minutes, and get them printed.—*And then the House rose.*

The End of the Second Volume

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